Chri
Purc

2005

Resolutions

#92

Digitized by the Internet Archive
in 2015

https://archive.org/details/minuterecord92r9252unse

Book 91 Index Page

Res #	Proj. Name	Res Pg. #	Minutes Pg #	Item #
92-1-26-05-1	1001 Edgewater Ave	1	1	3
91-360-8	LTA Pilot Program	2	See 12/22 Minutes	8
92-1-26-05-2	Rothman Road Area Utility Management plan	3	3	4
92-9-5	Conservation Easement for Camp Scott Wetlands	4	4	5
92-9-3	Aqua Source (North sewer water systems)	5	5	Remonstrance
1589-03	Plant 3 Winterization	6	6	5
92-4-2	Garden Club Drive Storm Water	7	7	2
92-2-22-05-01	2251 Chestnut Street	8	8	21/1
92-2-22-05-02	2501 Cass Street	9	9	21/2
92-2-22-05-03	Tiffany Heights water connection	10	10	21/3
92-2-22-05-04	Stellhorn Pointe water connection	11	11	21/4
7031-05	Clara Ave.- Kentucky to Crescent	12	12	4
1683-04	WPCP Water Line to the Lab Building	13	13	4
1115-05	Lake Ave. Feeder Main, Phase II	14	14	5
1681-04	WPCP Warehouse Improvements	15	15	3
1649-04	Modification to Centrifuge Building Door	16	16	2
92-2-7-05	CEDIT revenue distibution agreement	17	17	2
92-2-7-05	CEDIT revenue distibution agreement	18	17	2
92-2-7-05-2	Adjustments for Area water Connections	19	19	3
92-2-2-05-2	Vehicle and Capitol equipment Bids	20	20	4
1731-04	Chlorine Building Heat	21	21	5
1674-05	Glenwood Park Phase I - Water Main Replacement	22	22	3
[illegible]-30-1	Vehicle Leasing	23	23	9
[illegible]-05	Countryside Est., Wedgewood, & Tanbark Trails Additions	24	24	8
297-05	2005 CEDIT Street Light improvement	25	25	7
7036-05	Misc. Construction Pkg.1A-05	26	26	6
7034-05	Kern Valley Meadows/Walden Neigh. Street Improvements	27	27	5
1504-05	Glenwood Park Phase Ia -(Inwood Drive) Water Main	28	28	10
7033-05	Chapel Oaks Concrete Street Repair 2005	29	29	4
92-3-2-05-2	Rothman Road base Sanitary Sewer	30	30	5
92-3-2-05-1	CPI Increase for City Residential Solid Waste	31	31	4
1718-04	Point Repairs 2004	32	32	3
295-05	Pine valley, Phase III	33	33	5

4

5

6

7

Book 4 Index Page

Res #	Proj. Name	Res Pg. #	Minutes Pg #	Item #
1712-04	Nebraska Lift Station Improvments	1	1	24
7069-05	Arterial Repairs 2005	2	2	3
92-10-19-05-1	Capital Improvements Plan (CIP) St Joe Dam	3	3	1
92-10-19-05-2	CIP Flood control	4	4	2
1818-05	Edsall Ave Drainage Improvement	5	5	2
1751-05	Plant 2 Flocculator Drives and Shafts Replacement Ph1	6	6	6
7068-05	Georgetown Villaminiums	7	7	3
92-11-30-05-1	WFP Emergency Repair to Transformer #1	8	8	17
7072-05	Pontiac & Wayne Trace handrail	9	9	3
92-11-16-05-1	Notestine Road Corridor Sanitary Sewer	10	10	8
92-11-16-05-2	Hawthorn East Sanitary Sewer	11	11	9
92-11-16-05-3	Hawthorn West Sanitary Sewer	12	12	10
1733-05	Evard Road Lift Station Rehab	13	13	7
1725-04	TRFP Valves PH1	14	14	6
1690-05	Burns, Pursley and Cox Area Stormwater	15	15	2
7071-05	Fire Station 19 Walking Path Project	16	16	4
7070-05	Fire Station 18 Walking Path Project	17	17	3
1587-04	Parkerdale Saniary Sewer Petition Extension	18	18	5
1771-05	Sherwood Terrace Sewer Improvement	19	19	3
1788-05	lake Forest I/I Removal Pilot project	20	20	4
1810-05	Eby Rd Sewer Extension	21	21	5
92-11-2-05-1	Intent to sell 6001 Radcliffe Dr.	22	22	4
92-12-21-05-1	Large-scale drainage problems	23	23	5
1624-04	Arrow Drive Storm Sewer	24	24	2
1746-05	Cross Creek Commons Pond	25	25	4
1737-05	Hawthorne-Southview Stormwater	26	26	3
7073-06	Ardmore Ave: Taylor to Jefferson Demo: 3801 Washington	27	27	3
1759-05	Pleasant Ave Lift Station	28	28	2
92-12-14-05-1	Indiana Air national Guard Forced Main	29	29	5
92-12-14-05-2	Bid Spec Fees	30	30	6
92-12-14-05-3	Stormwater Pumps for Flood Fighting	31	31	3
92-12-14-05-4	The Upper Becketts Run Sanitary Sewer	32	32	7
92-21-14-05-5	The Becketts Run Sanitary Sewer	33	33	8
1730-05	Missing copy			
1821-05	Missing copy			
593-05	Missing copy			

4

5

6

7

Book 92 Index Page

Res #	Proj. Name	Res Pg. #	Minutes Pg #	Item #
1752-05	Essex Wire - water main replacement	1	1	5
1732-05	WPCP Dechlorination Facilities	2	2	6
7060-05	Hoevelwood Assoc. Misc Repairs	3	3	2
7062-05	CLINTON Street Lane reduction	4	4	7
1761-05	Shawne/Wildwood Sewer Separation	5	5	5
1686-04	TRFP High Resistance Ground & Power Monitoring	6	6	4
92-7-20-05-1	IIT Hanover Street Storm sewer	7	7	2
7048-05	Cook Road Phase 1	8	8	9
7061-05	Misc Construction Pack 4A-05	9	9	10
1673-05	Indiana Villiage Phase 3	10	10	6
92-7-6-05-1	Real estate sale	11	11	6
1742-05	WPCP Centrifuge Upgrade	12	12	5
92-8-31-05-1	1816 Lynn Ave & 2406 N Anthony	13	13	3
92-8-24-05-1	IIT Hanover Property appropriation	14	14	3
92-8-24-05-2	Till Road Area drinking water	15	15	3
92-8-17-05-1	North Maumee B sanitary sewer	16	16	5
92-8-17-05-2	Upper Spy Run Sanitary sewer	17	17	6
7065-05	Concrete Street Repairs 2-B-05	18	18	4
7064-05	Public Sidewalk Curb Ramp Pack B2005	19	19	9
1743-05	Union Chapel Phase 4	20	20	8
1538-05	WPCP Primary Clarifiers	21	21	7
92-8-10-05-1	Bond Approval for Common council	22	22	11
[illegible]3-05	3500 Butler Road SS	23	23	6
1739-05	Felician Street	24	24	7
7063-05	Brooklyn Ave and Nuttman Ave	25	25	8
92-8-3-05-1	Deer Track Sanitary Sewer	26	26	35
92-8-3-05-2	Deer Track Sanitary Sewer	27	27	36
7066-05	Grier Street	28	28	4
1745-05	Point Repairs 2005	29	29	3

4

5

6

7

405
210
635

A RESOLUTION OF THE STORMWATER MANAGEMENT BOARD OF THE CITY OF FORT WAYNE, INDIANA CONFIRMING RESOLUTION 1618-04 OF THE STORMWATER MANAGEMENT BOARD APPROPRIATING AND CONDEMNING REAL PROPERTY FOR USE BY THE CITY OF FORT WAYNE, INDIANA FOR CONSTRUCTION OF THE SUNSHINE AVENUE – GARDEN CLUB DRIVE STORM SEWER IMPROVEMENTS

Resolution number: 92-4-2

WHEREAS, the stormwater Management Board ("Board") of the City of Fort Wayne, Indiana ("City") has determined that the storm water management system in the general area of Sunshine Avenue and Garden Club Drive is insufficient to furnish the necessary collection and disposal of the stormwater to properly protect the public health and welfare and to safeguard the property within the area, and it is necessary to improve the stormwater system and equipment and to acquire interest in lands to further such improvement; and

WHEREAS, the Board has determined that, in order to improve said stormwater system, it is necessary to condemn and appropriate the property identified in Exhibit A attached hereto and incorporated herein by this reference; and

WHEREAS, the Board has determined that it is necessary and beneficial and of public utility and benefit to proceed with such condemnation and appropriation; and

WHEREAS, IC 8-1.5-5-17 provides a mechanism pursuant to which the Board may proceed with such condemnation and appropriation; and

WHEREAS, the Board has determined that it is of public utility and benefit and in the best interests of the City of Fort Wayne to proceed to condemn and appropriate the property described in Exhibit A under the mechanism set forth in IC 8-1.5-5-17; and

WHEREAS, IC 8-1.5-5-17 requires the adoption by the Board of a resolution expressing the desire of the Board to condemn and appropriate such interests and identifying such real property as may be injuriously or beneficially affected; and

WHEREAS, pursuant to IC 8-1.5-5-17, the Board on December 1, 2004 adopted such resolution entitled, "A Resolution of the Stormwater Management Board of the City of Fort Wayne, Indiana, Approving the Sunshine Avenue – Garden Club Drive Storm Sewer Improvements Project and Appropriating and Condemning Real and Personal Property for Use by the City of Fort Wayne, Indiana, for the Construction of the Sunshine Avenue – Garden Club Drive Storm Sewer Improvements Project," ("Original Resolution"); and

WHEREAS, IC 8-1.5-5-17 requires the Board to publish notice of the adoption of said resolution and the date, time and place at which the Board shall receive or hear remonstrance from persons interested in or affected by the Board's proceedings under IC 8-1.5-5-17; and

WHEREAS, IC 8-1.5-5-17 requires the Board to consider any such remonstrance and them take final action confirming, modifying or rescinding its original resolution; and required to consider remonstrant

4

5

6

7

WHEREAS, pursuant to IC 8-1.5-5-18, the Board, on December 22, 2004, after proper publication of notice, held a public hearing to receive or hear remonstrance from persons interested in or affected by the Board's proceedings under IC 8-1.5-5-17; and

WHEREAS, IC 8-1.5-5-17 requires the Board to prepare a list or roll of all owners or holders of property and their respective interest therein sought to be taken or to be injuriously affected; and

WHEREAS, the Board has prepared a list of all property owners and their respective interest in the property sought to be hereby condemned and appropriated which list is attached as Exhibit A; and

NOW THEREFORE, be it resolved by the Stormwater Management Board of the City of Fort Wayne, Indiana as follows:

1. That the Board herby confirms and reaffirms its desire to condemn and appropriate the property described in Exhibit A and as set for in the Original Resolution.
2. That the Board hereby confirms and reaffirms that the condemnation and appropriation of real property as described in Exhibit A attached hereto is necessary, beneficial and of public utility and benefit as set forth in the original resolution.
3. That the Board hereby confirms and reaffirms the Original Resolution in its entirety and condemns and appropriates the property described in Exhibit A.

4

5

6

This resolution shall be in full force and effect from and after its adoption by the Stormwater Management Board of the City of Fort Wayne, Indiana.

Adopted this 5th Day of January, 2005

STORMWATER MANAGEMENT BOARD

Greg Meszaros, Chair

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

Prepared by: Kristine A. DeGabriele, Associate City Attorney

Exhibit "A"
Property Acquisistion Summary
Sunshine Avenue - Garden Club Drive Stormwater System Improvements

Parcel #	Assigned Parcel #	Lot	Owner(s)	Parcel Address	Prop. Easement Area (ft^2)	Description	Type
80-3807-0048	8	48	Christopher and Lisa Kinney	1603 Sunshine Avenue	711.5	See A-1	Perpetual
80-3807-0040	12	40	Scott and Tanya Rosheck	1330 Garden Club Drive	375	See A-2	Perpetual
80-3807-0014	14	14	Calhoun Lumber, Inc.	1314 Cook Road	1629	See A-3	Temporary
80-3070-0027		27	Calhoun Lumber, Inc.	1314 Cook Road	1500	See A-4	Perpetual
80-3070-0028		28	Calhoun Lumber, Inc.	1314 Cook Road	1500	See A-5	Perpetual
80-3070-0028		28	Calhoun Lumber, Inc.	1314 Cook Road	685	See A-5	Temporary
80-3070-0024		24	Calhoun Lumber, Inc.	1314 Cook Road	14331	See A-6	Perpetual
80-3070-0025		25	Calhoun Lumber, Inc.	1314 Cook Road			Perpetual
80-3070-0026		26	Calhoun Lumber, Inc.	1314 Cook Road			Perpetual
80-3070-0022	15	22	David & Josephine Hull	7517 Woodbine Avenue	4375	See A-7	Perpetual
80-3070-0023	16	23	Delbert Smith	7501 Woodbine Avenue	3973	See A-8	Perpetual
80-3807-0018	18	25	Andrew A. & Kay A. Nagy	1403-1407 Garden Club Drive	1500	See A-9	Perpetual
80-3807-0020	21	20	Matthew Byers	1415 Garden Club Drive	1500	See A-10	Perpetual
80-3807-0021		21	Matthew Byers	1415 Garden Club Drive	1500	See A-11	Perpetual
80-3807-0022		22	Matthew Byers	1415 Garden Club Drive	1500	See A-12	Perpetual

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA SUSTAINING RESOLUTION 91-360-7 FURTHER AMENDING RESOLUTION 90-402-39 AWARDING DAMAGES SUSTAINED AND CONFIRMING RESOLUTION 89-183-6 ASSESSING THE BENEFITS ACCRUED TO CERTAIN REAL AND PERSONAL PROPERTY

RESOLUTION NUMBER: 92-9-3

WHEREAS, the Board of Public Works ("Board") of the City of Fort Wayne, Indiana ("City"), adopted a resolution entitled *Appropriating and Condemning Real and Personal Property for Use by the City of Fort Wayne, Indiana for the Acquisition of the Utility Center, Inc. D/B/A AquaSource North Sewer and Water Systems, Resolution No. 89-183-6* ("Original Resolution");

WHEREAS, the Board adopted a resolution confirming the Original Resolution entitled *Confirming Resolution 89-183-6 of the Board of Public Works Appropriating and Condemning Real and Personal Property for Use by the City of Fort Wayne, Indiana for the Acquisition of Utility Center, Inc. D/B/A AquaSource North Sewer and Water Systems, Resolution No. 89-211-1* ("Confirming Resolution");

WHEREAS, the Board adopted a resolution awarding the damages sustained and assessing the benefits accrued entitled *Awarding the Damages Sustained and Assessing the Benefits Accrued to Certain Real and Personal Property and Confirming Resolution 89-183-6 of the Board of Works Appropriating and Condemning Real and Personal Property, Resolution No. 90-402-39* ("Awarding Resolution");

WHEREAS, the Board adopted a resolution further amending the Awarding Resolution entitled *Further Amending Resolution 90-402-39 Awarding the Damages Sustained and Assessing the Benefits Accrued to Certain Real and Personal Property and Confirming Resolution 89-183-6 of the Board of Works Appropriating and Condemning Real and Personal Property to Reschedule the Remonstrance Hearing and Seek Updates to the Appraisals, Resolution No. 91-250-9*;

WHEREAS, the Board adopted a resolution updating the award of damages sustained and assessing the benefits accrued entitled *Awarding Damages Sustained and Assessing the Benefits Accrued to Certain Real and Personal Property and Confirming Resolution 89-183-6 of the Board of Public Works Appropriating and Condemning Real and Personal Property to Amend the Award of Damages Sustained and assess the Benefits Accrued, Resolution No. 91-360-7* ("Updated Appraisals"); and

WHEREAS, the Board has noticed a remonstrance hearing ("Remonstrance Hearing") in accordance with Indiana Code 32-24-2-8 and conducted the Remonstrance Hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

1. That the Board authorizes the City's officers to take such action, enter into such agreements and engage such professionals as are necessary, desirable or appropriate to accomplish the purposes of this resolution, including without limitation, the performance of a review of the materials submitted during the Remonstrance Hearing and to present to the Board the findings and any recommendations of said review.

2. That the affected property owners, as described in the Original Resolution shall be given notice of this Resolution.

4

5

6

This resolution shall be in full force and effect from and after its adoption by the Board of Public Works of the City of Fort Wayne, Indiana.

APPROVED THIS 12th DAY OF January, 2005.

BOARD OF PUBLIC WORKS

BY: _____
Regina A. Kostoff, Chair

BY: _____
John Suarez, Member

BY: _____
Ryan P. Chasey, Member

ATTEST: _____
Marilyn Huth, Clerk of the Board

Prepared by Thomas T. Nitza, Jr. P.E., Water Resources.

4

6

PLANT 3 WINTERIZATION
RESOLUTION NO. 1589-2003

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of improvements to Plant 3 to allow for winter operation of Plant 3 at the Three Rivers Filtration Plant.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **PLANT 3 WINTERIZATION**.

Declares the cost of the said improvements shall be paid by the funds from the City of Fort Wayne Water Utility (Revenue Bond).

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire no property rights with this project.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $930,000.

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 12th DAY OF January, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: January 3, 2005

RE: SRF (STATE REVOLVING FUNDS) – WPCP HEADWORKS PROJECT

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve payments in the amount of $ 279,592 to be paid from State Revolving Funds.

Draw #115	Fort Wayne Municipal Sewage Works (reimbursement to City Utilities)	$ 2,564
Draw #116	CH2M Hill	73,944
Draw #117	Donohue & Assoc.	52,564
Draw #118	Shook Heavy Environmental Group	150,520
	Total SRF Payments	**$ 279,592**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

January 12, 2005
Date

4

RESOLUTION #92-9-5: DECLARATION OF RESTRICTIONS AND COVENANTS UPON REAL ESTATE

CONSERVATION EASEMENT FOR CAMP SCOTT WETLANDS

THIS DECLARATION OF RESTRICTIONS AND COVENANTS UPON REAL ESTATE (the "Declaration") is made this 19th day of January, 2005, by the City of Fort Wayne, Indiana ("Owner"), under the following circumstances.

WITNESSETH:

WHEREAS, Owner is the title holder of certain real property in Allen County, Indiana, the legal description of which is attached hereto as Exhibit "A" (the "Mitigation Wetland"), which property is located in the northwest quarter of Section 17, Township 30 North, Range 13 East, as generally shown on Exhibit "B", attached hereto:

WHEREAS, Owner was authorized by the United States Department of Army Corps of Engineers and the Indiana Department of Environmental Management ("IDEM") to discharge clean fill into 0.55 acres of wetlands in order to develop an oldfield/forested urban parcel into a stormwater detention and passive treatment facility for the purpose of separating combined sewer overflow systems located in Allen County, provided Owner comply with certain listed conditions including the construction of a 1.75 acre mitigation emergent wetland on the property to compensate for the wetland impacts;

WHEREAS, the conditional authorization from IDEM ("Water Quality Certification") was granted via letter dated February 12, 2003 (IDEM ID # 2002-539-2-LPR-A) pursuant to Section 401 of the Clean Water Act (33 USC § 1341);

WHEREAS, ONE OF THE CONDITIONS OF THE Water Quality Certification was implementation of the wetland mitigation plan submitted as part of the application to IDEM for authorization (the "Wetland Mitigation Plan") on September 30, 2002;

NOW, THEREFORE, in consideration of the foregoing and for the purpose of protecting the ecological value and integrity of the Mitigation Wetland, Owner hereby declares and impresses upon the Mitigation Wetland the following restrictions and covenants for a period of fifty (50) years:

1. The restrictions and covenants herein shall be enforceable by the State of Indiana, the Owner, and their successors and assigns.

2. The restrictions and covenants herein shall run with the land and the conveyance of any interest therein, and shall bind and inure to the benefit and burden of the Owner, their successors and assigns.

3. The Mitigation Wetland shall remain in its approved post-construction condition in accordance with the Wetland Mitigation Plan and be maintained accordingly by the Owner and its successors or assigns. The following restrictions shall apply after IDEM has approved the construction and post-construction monitoring of the Mitigation Wetland:

   A. Soil, rock, stone, gravel, earth or other material may not be excavated from the Mitigation Wetland.

   B. The final grade of the Mitigation Wetland as set forth in the Wetland Mitigation Plan may not be changed.

   C. No ditching or draining of or in the Mitigation Wetland may occur.

   D. The Mitigation Wetland may not be filled with soil or other material, nor may soil be removed from the Mitigation Wetland.

   E. No addition, removal or mowing of vegetation in the Mitigation Wetland may occur, except for the removal of exotic and invasive wetland species.

   F. No waste materials may be disposed of in Mitigation Wetland.

   G. No utilities, pavement, curbs or paved walkways may be placed in the Mitigation Wetland.

   H. No pesticide or herbicide application may occur in the Mitigation Wetland unless prior authorization is received from IDEM.

4. No permit or easement on or across any portion of the Mitigation Wetland that have the potential for harming the ecological integrity of the Mitigation Wetland.

5. Owner, its successors and assigns, shall not conduct any activities in the Mitigation Wetland that have the potential for harming the ecological integrity of the Mitigation Wetland.

6. Owner, its successors and assigns, may conduct such activities in the Mitigation Wetland as are approved by IDEM and are necessary to restore the ecological integrity of the Mitigation Wetland in the event of an ecological problem in the wetland.

7. Owner, its successors and assigns, shall faithfully observe each of the restrictions and covenants stated herein.

8. IDEM, or an authorized representative thereof, shall have the right of entry to and upon the Mitigation Wetland and the right to take samples to determine and monitor compliance with the Wetland Mitigation Plan and these restrictions and covenants.

9. If the Owner or its successors and assigns, at any time violates, threatens or attempts to violate, or fails to faithfully observe or perform each of the foregoing restrictions and covenants, it shall be lawful for the State of Indiana, in addition to other remedies available under law or equity, to institute and prosecute appropriate proceedings, judicial or other, at law or in equity for the violation done, threatened or attempted. IDEM may also seek to recover attorney fees and costs from Owner in the event of such action.

The most recent deed of record for the Real Estate is Document No. 201045295, recorded on July 3, 2001 in Office of the Recorder, Allen County, Indiana.

IN WITNESS WHEREOF, Owner has executed this Declaration of Restrictions and Covenants upon Real Estate as of day and year first written above.

"Owner"

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth, Clerk

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, this 19th day of January, 2005, personally appeared Regina A. Kostoff, Ryan J. Cherry, John Sciarra, and acknowledged the execution of the foregoing to be a voluntary act and deed, for the uses and purposes therein set forth.

WITNESS my hand and notarial seal.

Notary Public Michelle R. Hadley

Printed Name Michelle R. Hadley

My Commission Expires:

MICHELLE RENEE HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires: 11/26/2006

County of Residence:

This instrument was prepared by Kristine DeGabriele, Associate City Attorney

CAMP SCOTT WETLANDS - CONSERVATION EASEMENT

A Conservation Easement as defined by the United States Army Corps of Engineers, shall encompass the entire property, being a part of the Northwest Quarter of Section 17, in Township 30 North, Range 13 East, in Allen County, Indiana, being a part of the 29.422 acre parcel, now or formerly owned by the City of Fort Wayne, as recorded Document Number 201045295 in the Office of the Recorder of Allen County, Indiana, more particularly described as follows:

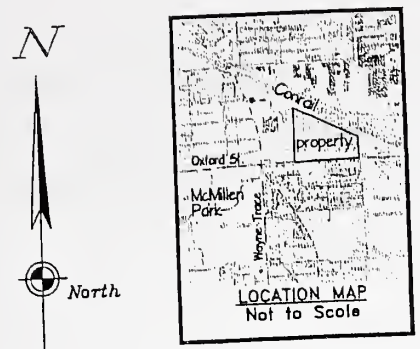
Beginning at the Southeast corner of said Northwest Quarter of Section 17; thence North 89 degrees 05 minutes 13 seconds West along the South line of said Northwest Quarter a distance of 1,441.50 feet; thence North 00 degrees 52 minutes 47 seconds East a distance of 1,262.34 feet (recorded 1261.7 feet) to a concrete monument on the Southwesterly right of way line of the Conrail Railroad, formerly known as Pennsylvania Railroad, said right of way being 300 feet by perpendicular distance Southwesterly of the centerline of the East bound track; thence South 61 degrees 45 minutes 22 seconds East along said Southwesterly right of way a distance of 1,617.93 feet to a concrete marker on the East line of said Northwest Quarter; thence South 00 degrees 22 minutes 16 seconds West along said East line of the Northwest Quarter a distance of 519.73 feet to the Point of Beginning.

Description from Certificate of Survey by Donovan Engineering, Inc., dated May 24, 2001, for the transfer from Henry to City of Fort Wayne.

Exhibit A

CONSERVATION EASEMENT

Point #	Bearing	Distance	To point #
1	N89°05'13"W	1441.50'	2
2	N00°52'47"E	1261.7'	3
3	S61°45'22"E	1617.93'	4
4	S00°22'16"W	519.73'	1



GRAPHIC SCALE

300 0 100 200 300

(IN FEET)
1 inch = 300ft.

CONSERVATION EASEMENT = 29.422 Ac.

All dimensions are based on Certificate of Survey, re-survey completed by Donovon Engineering Inc.
2020 Inwood Dr. Executive Park
Fort Wayne, IN 46815
Dated May 24, 2001

April 18, 2003

Being a part of the same property conveyed to the grantor by deed dated July 3, 2001, recorded as Document No. 201045295 in the office of the Allen County Recorder.

Apr. 18, 2003
ROBERT P. HATHAWAY
REGISTERED
No. LS20000003
STATE OF INDIANA
LAND SURVEYOR

I hereby certify that this document was made under my supervision and is correct to the best of my knowledge and belief. Distances as shown on this document have not been adjusted. This easement document meets or exceeds the minimum standards of governing authorities.

Exhibit "B"

Prepared By:

Bonar Group
Engineers - Surveyors - Planners
1700 Magnavax Way
Fort Wayne, Indiana 46804
260.969.8800
Fax: 260.969.8888

Property of:
City of Fort Wayne, IN

Tax Parcel No.
65-0017-0006

Document No.
201045295

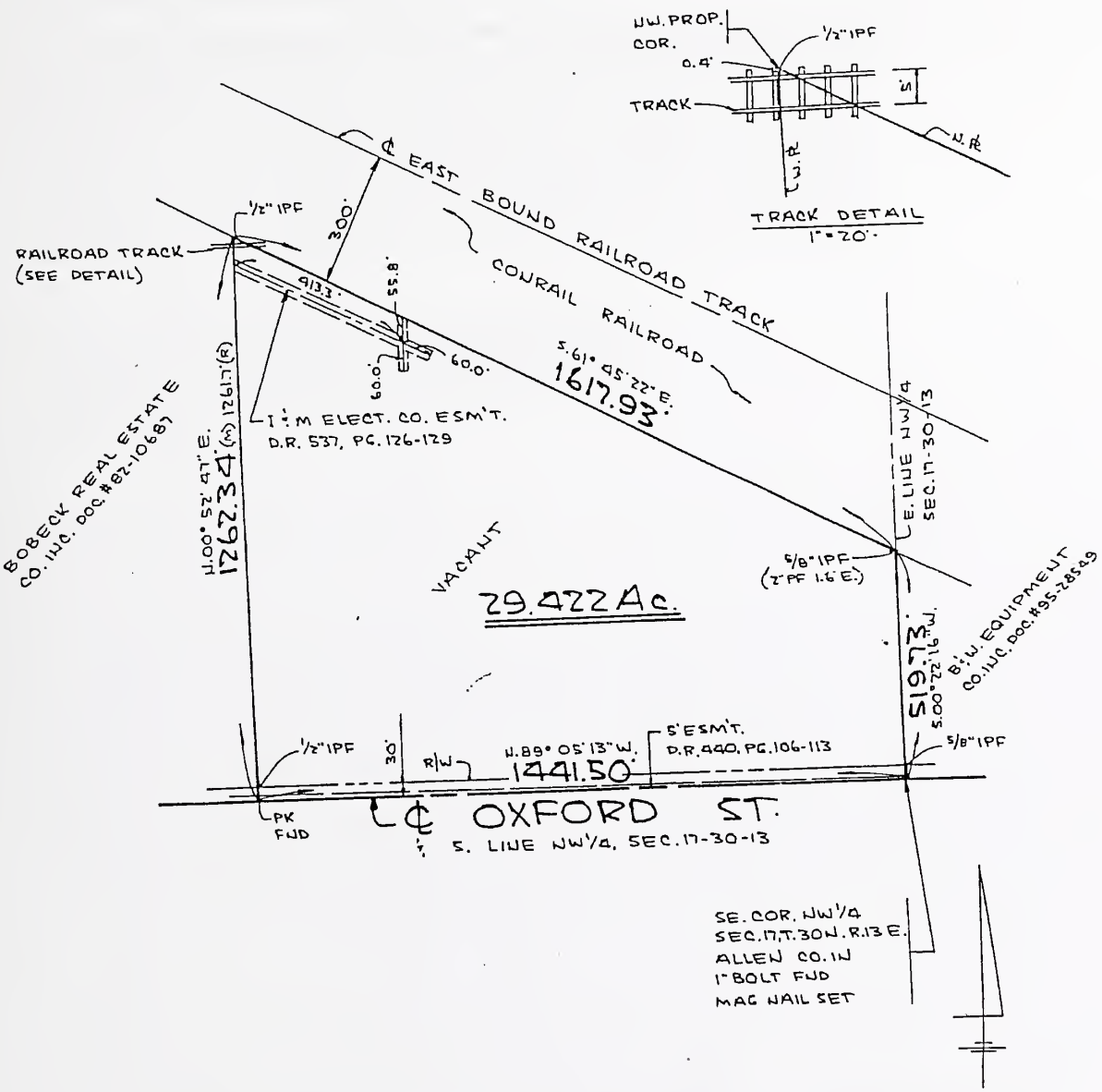
CERTIFICATE OF SURVEY

GREGORY L. ROBERTS PLS S0548 IN
KENNETH W. HARRIS PLS 9500021 IN

DONOVAN ENGINEERING INC
2020 INWOOD DRIVE
EXECUTIVE PARK
FORT WAYNE, INDIANA 46815

JOHN R. DONOVAN PE 9173 PLS 9921 IN
FRANCIS X. MUELLER PLS S0193 IN

The undersigned has made a re-survey of the real estate located in ALLEN County, Indiana, as shown and described below. The description of the real estate is as follows: SEE ATTACHED SHEET!



Scale: 1" = 300'
0' 150' 300'

Job No. 17ADA
Job for: HENRY- CITY OF FORT WAYNE

Date: 5-24-01

Date of field work: 5-18-01

LEGEND

IPF	Iron Pin Found
PF	Iron Pipe Found
IPS	5/8" re-bar set (with cap stamped #0027)
PK	P.K. Nail
(M)	Measured
(R)	Recorded
(C)	Calculated

All monuments are at grade except as noted.
All property line distances are recorded dimensions, except as noted.
Monuments found have no documented history, except as noted.

FRANCIS X. MUELLER ★ REGISTERED ★ No. S0193 STATE OF INDIANA LAND SURVEYOR

I hereby certify that this survey was completed under my direct supervision and to the best of my knowledge and belief was executed according to the survey requirements set forth in 865 IAC 1-12.

CERTIFICATE OF SURVEY

GREGORY L. ROBERTS PLS S0548 IN
KENNETH W HARRIS PLS 9500021 IN

DONOVAN ENGINEERING INC
2020 INWOOD DRIVE
EXECUTIVE PARK
FORT WAYNE, INDIANA 46815

JOHN R. DONOVAN PE 9173 PLS 9921 IN
FRANCIS X. MUELLER PLS S0193 IN

The undersigned has made a re-survey of the real estate located in ALLEN County, Indiana, as shown and described below. The description of the real estate is as follows:

A part of the Northwest Quarter of Section 17, in Township 30 North, Range 13 East, in Allen County, Indiana, being more particularly described as follows:

BEGINNING at the Southeast corner of said Northwest Quarter of Section 17; thence North 89 degrees 05 minutes 13 seconds West along the South line of said Northwest Quarter a distance of 1441.50 feet; thence North 00 degrees 52 minutes 47 seconds East a distance of 1262.34 feet (recorded 1261.7 feet) to a concrete monument on the Southwesterly right of way line of the Conrail Railroad, formerly known as the Pennsylvania Railroad, said right of way being 300 feet by perpendicular distance Southwesterly of the centerline of the East bound tract; thence South 61 degrees 45 minutes 22 seconds East along said Southwesterly right of way a distance of 1617.93 feet to a concrete marker on the East line of said Northwest Quarter; thence South 00 degrees 22 minutes 16 seconds West along said East line of the Northwest Quarter a distance of 519.73 feet to the Point of Beginning.

NOTE: According to the Flood Insurance Rate Map (FIRM) number 18003C0290 D, dated Sept. 28, 1990, the herein described real estate is located in Zone "X" and is not within the 100 year flood hazard area. The accuracy of this flood hazard statement is subject to map scale uncertainty.

Job No. 7ADA
Job for: HENRY-CITY OF FORT WAYNE

Date: 5-24-01

	LEGEND
IPF	Iron Pin Found
PF	Iron Pipe Found
IPS	5/8" re-bar set (with cap stamped #0027)
PK	P.K. Nail
(M)	Measured
(R)	Recorded
(C)	Calculated

All monuments are at grade except as noted.
All property line distances are recorded dimensions, except as noted.
Monuments found have no documented history, except as noted.

Scale:

Date of field work: 5-18-01

FRANCIS X. MUELLER
REGISTERED
No. S0193
STATE OF INDIANA
LAND SURVEYOR

I hereby certify that this survey was completed under my direct supervision and to the best of my knowledge and belief was executed according to the survey requirements set forth in 865 IAC 1-12.

SURVEYOR'S REPORT

Date: May 24, 2001

Job for: Henry – City of Fort Wayne

Legal Description: 29.422 Ac. Sec. 17-30-13, Allen Cty., In.

Address: Oxford St.

1) In accordance with Title 865, Article 1, Rule 12, Section 1 through 29, of the Indiana Administrative Code, the following observations and opinions are submitted regarding the various uncertainties in the locations of the lines and corners established on this survey as a result of:

A) Random Errors in Measurement (Theoretical Uncertainty);
B) Variances in the reference monuments;
C) Discrepancies in record descriptions and plats;
D) Inconsistencies in lines of occupation;

A) The Theoretical Uncertainty (due to random errors in measurement) of the corners of the subject tract established on this survey is within the specifications for a Class "C" Survey (0.5 feet) as defined in IAC 865.

B) Variances in the reference monuments exist as shown on the survey.

C) Discrepancies in record descriptions and deeds exist due to actual field measurments as shown on the survey.

D) No inconsistencies in lines of occupation.

The commitment for title insurance was not provided at the time of this report. An abstract or title search may reveal additional information affecting this property. This survey is subject to any facts and or easements that may be disclosed by said full and accurate title search. Donovan Engineering, Inc. should be notified of any additions or revisions that may be required.

2) Distances between property corners conform to the dimensions on the recorded deeds.

A specific type of monument is not called for on the recorded plat of this subdivision. Therefore, none of the survey monuments found can, with any reliability, be called original. Monuments appear to be in general uniformity with the recorded plat.

The SE property corner is located 3.75 ft. North of the center of the 22.5 ft. wide pavement of Oxford St.

The SW property corner is located 1.75 ft. North of the center of the 22.5 ft. wide pavement of Oxford St.

The South line of the NW ¼ of Sec. 17-30-13 was established by a 1-inch bolt found (Allen County reference) at the SE corner and monuments found along the South line of the NW ¼ and monuments found along the North right of way of Oxford St.

The East line of the NW ¼ was established from a 1-inch bolt found and monuments along line and reference surveys.

A fence is located within 2 ft. – 3 ft. East of the East property line.
A power pole line runs East and West and is located 1.5 ft. North of the North right of way of Oxford St.
A water line is located 4 ft. South of the North right of way of Oxford St.
A GTE fiber optic line runs East-West along the North property line of Oxford St.

A survey dated 8-25-97 by Donovan Engineering, Inc. on part of the above was used as a reference.
A previous survey dated 5-21-90 by Donovan Engineering was used as a reference.
A previous survey dated 9-24-82 by William Maurer on subject tract was used as a reference.

DONOVAN ENGINEERING, INC.
2020 Inwood Drive
Fort Wayne, Indiana 46815

1

2

EMERGENCY RESOLUTION NUMBER 92-1-26-05-1
1001 EDGEWATER AVENUE

WHEREAS, the existing 15" combination sewer behind 1001 Edgewater Avenue, has collapsed and;

WHEREAS, said collapse could not reasonably be foreseen and requires immediate action, and;

WHEREAS, repair of the collapse is beyond the capability of the Water Pollution Control Maintenance Department to perform, and;

WHEREAS, T&E, All Star, Bercot Inc., and Bercot Construction were invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs could exceed Twenty Five Thousand Dollars and Zero Cents, ($25,000.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for said sewer repair and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIR.**

APPROVED this 26th day of January ,2005.

BOARD OF PUBLIC WORKS

By Regina A. Kostoff
Regina Kostoff, Chair

By Ryan P. Chasey
Ryan P. Chasey, Member

By John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

2

1001 Edgewater Ave
REPAIR SPECIFICATIONS

SCOPE OF WORK:

This emergency repair shall consist of the following bid:

ITEM NO. 1

Replacement of + or – 20 ft of 15" combination sewer & possibly two 6" house taps. In the alley behind 1001 Edgewater Ave. Locates were called in 0501180538 there are two AEP poles next to the dig area and AEP has been called to look at them.

CONDITIONS OF WORK:

The contractor awarded the emergency repairs shall be required to provide and comply with the following items:

1. City of Fort Wayne WPC Engineering Department specifications and standard drawings adopted April 26, 1989.
2. Payment Bond
3. Performance and Guaranty Bond
4. Contractor shall be responsible for and shall be required to comply with all Local, State and Federal Regulations regarding safety procedures, O.S.H.A. requirements and in particular open construction trench protection and confined space entry.
5. Contractor shall be required and responsible for placing and maintaining temporary barricades.
6. Contractor needs to comply with all E.B.E. requirements through City of Fort Wayne Compliance Office.
7. Contractor shall be responsible for dealing with whatever ground condition exists at the time of construction.
8. Contractor shall be responsible for obtaining necessary cut permits and all restoration of the construction site.
9. Contractor shall be responsible to protect, replace, and or repair all existing utilities in the emergency repair site.

2

1001 Edgewater Ave
COMBINATION SEWER LINE REPLACEMENT

BASE BID:
ITEM NO. 1 All cost to replace the 15" combination sewer in the alley.

LUMP SUM **$**_____

Bids are due by 3:30 pm Thursday January 27,2005 Fax 219-427-1455
The emergency repair work shall begin within 1 (one) day from date of obtaining an emergency repair order.

Proposal submitted this _____day of _____, 2005.

FROM_____
Contractor

BY_____

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF
THE CITY OF FORT WAYNE, INDIANA
TO AUTHORIZE A PILOT PROGRAM TITLED:

SANITARY SEWER LATERAL TIGHTNESS ASSURANCE PILOT PROGRAM
(LTA PILOT PROGRAM)

RESOLUTION NUMBER: 91-360-8

WHEREAS, the continuing development of real estate in the City Utilities service area necessitates long-term planning, financing, and construction of new sewer infrastructure to properly transport sewage to Fort Wayne wastewater facilities without creating an adverse impact on the physical, social, and economic character of the community;

WHEREAS, the Board of Public Works is charged with the responsibility for the operation of Fort Wayne City Utilities including long-term planning, engineering, financing and construction of sanitary sewer infrastructure served by the Fort Wayne wastewater system;

WHEREAS, sanitary sewer service laterals have been identified as significant sources of storm or groundwater infiltration and inflow when the lateral materials, construction techniques, inspection procedures or a combination of these are inadequate;

WHEREAS, new technologies, procedures, techniques and products become available from time-to-time that may improve the effectiveness of the sanitary sewer system;

WHEREAS, it is appropriate to test these new technologies, procedures, techniques and products in a controlled and limited basis to confirm or deny their effectiveness; and

WHEREAS, the use of defined pilot programs is an effective means of conducting this testing.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

1. That the Board hereby authorizes and establishes the SANITARY SEWER LATERAL TIGHTNESS ASSURANCE PILOT PROGRAM (LTA Pilot Program) as described in Exhibit A.

2. That the Board hereby designates the LTA Pilot Program to be effective within the area described as the Communities of Foxwood as shown in Exhibit B.

This resolution shall be in full force and effect from and after its adoption by the Board of Public Works of the City of Fort Wayne, Indiana.

APPROVED THIS 26th DAY OF January, 2005.

BOARD OF PUBLIC WORKS

BY: _____
Regina A. Kostoff, Chair

BY: _____
John Suarez, Member

BY: _____
Ryan P. Chasey, Member

ATTEST: _____
Marilyn Huth, Clerk of the Board

Prepared by Thomas T. Nitza, Jr. P.E., Water Resources.

Exhibit A.

LTA Pilot Program Description.

CITY OF FORT WAYNE
GRAHAM RICHARD, MAYOR

Water Resources Department
City-County Bldg. – Room 480
One Main Street
Fort Wayne, Indiana 46802
Phone (260) 427-1160
FAX: (260) 427-1353

The Sanitary Sewer Lateral Tightness Assurance Pilot Program (LTA Pilot Program)

The City of Fort Wayne Utilities is pleased to invite interested sanitary sewer lateral contractors to participate in the Sanitary Sewer Lateral Tightness Assurance Pilot Program (LTA Pilot Program). This Pilot Program will closely study the sewer lateral material and installation process and examine if increased attention during the construction phase can result in cost effective improvements to the completed product. This Pilot Program was established by the Board of Public Works Resolution #_____ on January __, 2005.

Participation in this Pilot Program is voluntary. Those who wish to participate are advised to review the enclosed *Specification for the Sanitary Sewer Lateral Tightness Assurance Pilot Program* and the enclosed Acknowledgement. Those contractors participating in the Pilot Program will be recognized after successfully demonstrating their understanding, cooperation and skill in completing sewer lateral work as intended by the LTA Pilot Program.

Please review this information and forward any comments, questions or concerns to Thomas T. (Ted) Nitza, Jr., P.E. at (260) 427-1160 or by e-mail at ted.nitza@ci.ft-wayne.in.us.

Thank you for your interest and participation.

January 19, 2005.

SPECIFICATIONS FOR THE SANITARY SEWER LATERAL TIGHTNESS ASSURANCE PILOT PROGRAM (LTA PROGRAM)

PART 1. GENERAL

1.1 PURPOSE

This LTA Pilot Program will closely study the sewer lateral material and installation process and examine if increased attention during the construction phase can result in cost effective improvements to the completed product. This Pilot Program was established by the Board of Public Works Resolution #_____ on January 19, 2005.

1.2 SCOPE

A. Furnish all labor, materials, equipment and incidentals required to install and complete (and coordinate for the inspection and testing) the sanitary sewer service lateral as shown on the drawings and specified herein.
B. The work includes, but is not limited to, the following:
    1. The complete installation of the sewer lateral.
    2. Avoidance of other utilities.
    3. Necessary restoration of all disturbed areas.

1.3 DEFINITIONS

1. **AGENT** means the inspectors for residential sanitary sewer service laterals that serve retail residential customers of the City of Fort Wayne Sewer Utility.
2. **CONTRACTOR** means an entity with contractual authorization to cause the construction of sanitary sewer service lateral.
3. **INVESTOR** means the representatives of the JLZ LLC. firm.

PART 2. PRODUCTS

Pipe, fittings, appurtenances, bedding, backfill and other materials required to complete the work described herein shall be in accordance with the Department of Water Resources Development Criteria/Standards Manual, January 1, 2002. Particular attention and adherence is emphasized on the following sections:

A. Unit V – Materials, Chapter 5 Sanitary Sewer Materials, Flexible Pipe (Section 5.2)
B. Unit V – Materials, Chapter 5 Sanitary Sewer Materials, Joints and Fittings (Section 5.4)
C. Unit V – Materials, Chapter 3, Sewer Standards, Bedding for Flexible Pipe (Section 3.2)

PART 3. EXECUTION

3.1 COORDINATION

A. The CONTRACTOR shall coordinate and cooperate with both the INVESTOR and also the AGENT for sanitary sewer service lateral inspection.

1. To initiate the coordination and cooperation, the CONTRACTOR shall notify the INVESTOR prior to commencement of installation activities to discuss coordination and cooperation of CONTRACTOR.
2. Normal coordination and cooperation with the inspection AGENT is also necessary.

B. No additional compensation will be provided for the cost of the coordination and cooperation with INVESTOR and AGENT throughout the completion and approval of the installation.

3.2 SUBMITTALS

A. Submittals to the AGENT. The LTA Pilot Program does not effect, relive or alter the submittals required by the AGENT. CONTRACTOR remains responsible for coordinating and completing any submittal requirements of the AGENT.

B. Submittals to the INVESTOR. The CONTRACTOR is responsible for completing the following submittal requirements of the INVESTOR:

1. Material List Submittal: Submit for approval the following:
   a. CONTRACTOR shall submit, prior to the start of construction, a list of all materials (stating manufacturing name, model number, class, etc.) to the INVESTOR for review and approval. If the listed information is not adequate enough for the INVESTOR to render a decision on a given material, the INVESTOR may request the CONTRACTOR provide a detailed submittal on that material. Materials must be approved by the INVESTOR before their use.
   b. Full details of the sewer connections to any buildings and the existing sanitary sewer system.
2. Quality Control Submittal: Submit description of proposed quality control processes including testing methods, procedures and apparatus.
3. Schedule of Activities: Submit a schedule of when sewer lateral installation activities will take place and the resulting CONTRACTOR needs for inspection.
4. Post Installation Drawings: Submit drawings showing the actual location of sewer lateral facilities after the installation is complete but prior to the time of final sewer lateral approval by the INVESTOR.

3.3 FIELD MEASUREMENT

Make necessary measurements in the field to assure precise fit of items in accordance with the approved design.

3.4 HANDLING

A. Handle pipe and accessories so as to ensure delivery to the trench in sound, undamaged condition:
   1. Carry pipe into position; do not drag.
   2. Pipe and accessories that are dropped or otherwise potentially damaged shall be replaced.

B. Thoroughly clean interior of pipe and accessories before lowering pipe into trench. Keep pipe and accessories clean during laying operations by plugging or otherwise covering the openings until in position.

C. Before installation, inspect each picce of pipe and each fitting for defects. Material found to be defective before or after laying: Replace with sound material meeting the specified requirements, and without additional cost to the Owner.

D. Rubber gaskets: Store in a cool, dark place until just prior to time of installation.

3.5 PIPE CUTTING

A. Cut pipe neatly and without damage to the pipe.

B. Cut pipe with mechanical cutter only.

3.6 PLACING AND LAYING

A. Lower pipe and accessories into trench by means of derrick, ropes, belt slings, or by hand.

B. Do not dump or drop any of the materials into the trench.

C. Except where necessary in making connections to other lines, lay pipe with the bells facing in the direction of laying.

D. Rest the full length of each section of pipe solidly on the pipe bed, with recesses excavated to accommodate bells, couplings, and joints.

5. Take up and relay pipe that has the grade or joint disturbed after laying.

6. Do not lay pipe in water, or when trench conditions are unsuitable for the work; keep water out of the trench until jointing is completed and end is plugged.

7. Securely close open ends of pipe, fittings, and valves when work is not in progress.

8. Where any part of pipe or fittings are damaged, any repair shall be approved by the INVESTOR before its use by the CONTRACTOR.

3.7 INSPECTION

A. The Contractor shall adhere to all notification and inspection requirements of the AGENT.

B. The CONTRACTOR shall adhere to the following items required to facilitate additional inspection by the INVESTOR:

1. The CONTRACTOR shall notify INVESTOR at least forty-eight (48) hours prior to readiness to proceed with inspection of sewer service lateral.

2. The entire reach of the sewer lateral shall be available for inspection by the INVESTOR before grade restoration can begin. Failure to make the entire reach of the sewer lateral available for inspection by the INVESTOR shall prevent the inspection from being conducted. The CONTRACTOR shall be responsible to re-expose the sewer lateral.

C. The INVESTOR has a maximum of twenty-four (24) hours spanned over business days to respond to a request from the CONTRACTOR for inspection activities.

++ END OF SECTION ++

ACKNOWLEDGMENT TO PARTICIPATE

SANITARY SEWER LATERAL TIGHTNESS ASSURANCE PILOT PROGRAM (LTA PROGRAM)

The CONTRACTOR identified below chooses to participate in the Sanitary Sewer Lateral Tightness Assurance Pilot Program (LTA Pilot Program). I, as a duly authorized representative of the CONTRACTOR, acknowledge receipt, review and understanding of the Specifications for the of the Sanitary Sewer Lateral Tightness Assurance Pilot Program.

IN WITNESS WHEREOF, the party to this Acknowledgement has caused it to be executed at Fort Wayne, Indiana on the date indicated below.

Dated this _____ day of _____, 200__.

"CONTRACTOR"

By: _____ Company: _____

Title: _____

Address: _____

_____

Phone: _____ Fax: _____

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, this ____ day of _____, _____, personally appeared _____ of _____, who acknowledged the execution of the foregoing instrument for and on behalf of said company. Witness my hand and notarial seal.

My Commission Expires:

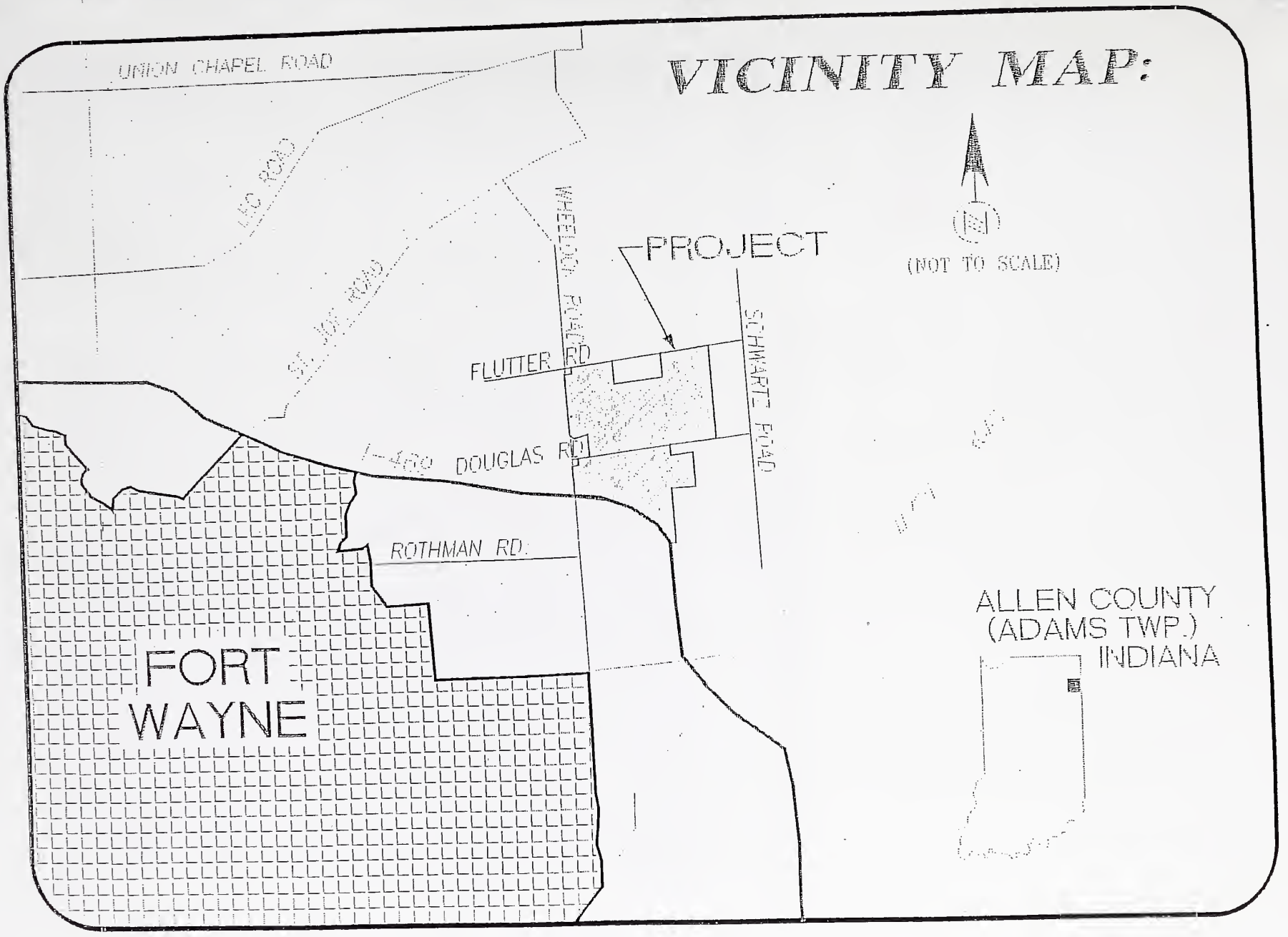
_____
Notary Public
Printed _____
County of Residence_____

This instrument prepared by Thomas T. Nitza Jr. P.E. for the Fort Wayne City Utilities, Fort Wayne, IN 46802.

Exhibit B.

Communities of Foxwood.

VICINITY MAP:



July 2, 2003
(Revised October 10, 2003)

Communities of Foxwood

Douglass Road Properties
St. Joseph Township
Allen County, Indiana
Primary Plat Boundary

Legal Description:

A tract of land located in the Northwest Quarter, in the Northeast Quarter, in the Southwest Quarter, and in the Southeast Quarter of Section 12, Township 31 North, Range 13 East, in Allen County, the State of Indiana, more fully described as follows:

BEGINNING at a Harrison Marker situated in the Northwest corner of said Northeast Quarter; Thence North 82 Degrees 44 Minutes 42 Seconds East (GPS Grid Basis of Bearings), a distance of 1333.68 feet along the North line of the West Half of said Northeast Quarter to the Northeast corner of said West half; Thence South 02 Degrees 29 Minutes 12 Seconds East, a distance of 2656.70 feet along the East line of said West Half (also the West line of the East Half of said Northeast Quarter and the West line of land conveyed to David L. and Patricia A. Mann in Allen County Document No. 200017419, the West line of land conveyed to Steve, Jr. and Channin Henry in Allen County Document No. 960037667, the West line of land conveyed to Chris M. and Shannon S. Tippmann in Allen County Document No. 95-010898, and the West line of land conveyed to Dan A. and Candace J. Lehrman in Allen County Document No. 980071642) to the Southeast corner of said West Half (also the Southwest corner of said East Half and the Southwest corner of said Lehrman land); Thence South 83 Degrees 10 Minutes 54 Seconds West, a distance of 1281.79 feet along the North line of said Southeast Quarter; Thence South 02 Degrees 33 Minutes 07 Seconds East, a distance of 280.28 feet along the East line of land conveyed to William R. and Carol R. Shepherd in Allen County Document No. 960066663 to a corner in said East line; Thence North 83 Degrees 10 Minutes 54 Seconds East, a distance of 616.29 feet along the extended South line and South line of land conveyed to Sidney K. and Denise K. Shipley in Allen County Document No. 970055639, the South line of land conveyed to Delmer G. and Deborah J. Helvie in Allen County Document No. 91-052223, and the South line of land conveyed to Walter Eugene and Laura Jane Keller in Allen County Document No. 200043337 to the Southeast corner of said Keller land; Thence South 02 Degrees 33 Minutes 07 Seconds East, a distance of 964.72 feet along the East line of the West half of the West Half of said Southeast Quarter (also the West line of the East half of the West Half of said Southeast Quarter and the West line of land conveyed to Bethany Lynne and Christian John Beebe in Allen

County Document No. 200045815; Thence South 87 Degrees 26 Minutes 53 Seconds West, a distance of 662.76 feet; Thence South 02 Degrees 35 Minutes 40 Seconds East, a distance of 1465.64 feet along the East line of said Southwest Quarter (also the West line of said Southeast Quarter and the West line of said Shepherd land) to an Iron Rod in Concrete Monument Post situated in the Southeast corner of said Southwest Quarter; Thence South 83 Degrees 46 Minutes 06 Seconds West, a distance of 161.24 feet along the South line of said Southwest Quarter (also the North line of land conveyed to the State of Indiana in Allen County Document No. 92-004737 and the Northerly right-of-way line of Interstate Highway No. 469 [Iron Rod in Concrete Monument Post 0.1 foot South]); Thence Northwesterly along said Northerly right-of-way line (also the Northerly line of lands conveyed to the State of Indiana in Allen County Document Nos. 91-043182 and 91-044406) the following courses and distances, to-wit:

North 32 Degrees 22 Minutes 55 Seconds West, a distance of 306.71 feet; North 37 Degrees 08 Minutes 45 Seconds West, a distance of 317.36 feet; North 52 Degrees 25 Minutes 40 Seconds West, a distance of 422.73 feet; North 60 Degrees 23 Minutes 57 Seconds West, a distance of 421.16 feet; North 69 Degrees 43 Minutes 10 Seconds West, a distance of 421.63 feet; North 77 Degrees 14 Minutes 02 Seconds West, a distance of 311.34 feet; North 80 Degrees 54 Minutes 44 Seconds West, a distance of 306.15 feet; North 82 Degrees 47 Minutes 02 Seconds West, a distance of 440.06 feet; and North 36 Degrees 17 Minutes 20 Seconds West, a distance of 55.15 feet;

Thence South 87 Degrees 11 Minutes 44 Seconds West, a distance of 25.00 feet; Thence North 02 Degrees 48 Minutes 16 Seconds West, a distance of 830.43 feet along the West line of said Southwest Quarter; Thence North 83 Degrees 09 Minutes 26 Seconds East, a distance of 174.00 feet along the South line of land conveyed to Gerald R. and Kay D. Dager in Allen County Deed Record Book 708, page 593 to the Southeast corner thereof; Thence North 02 Degrees 48 Minutes 16 Seconds West, a distance of 190.00 feet along the East line of said Dager land to the Northeast corner thereof; Thence North 83 Degrees 09 Minutes 26 Seconds East, a distance of 316.00 feet along the South line of said Northwest Quarter (also a South line of lands conveyed to Ervin E. Evard in Allen County Document Nos. 86-011891 and 89-029906, and the South line of land conveyed to Ervin E. Evard in Allen County Document No. 200030815) to the Southeast corner of said Evard land per Document No. 200030815; Thence North 02 Degrees 45 Minutes 04 Seconds West, a distance of 630.00 feet along the East line of said Evard land per Document No. 200030815 to the Northeast corner thereof; Thence South 72 Degrees 03 Minutes 38 Seconds West, a distance of 227.40 feet along the North line of said Evard land per Document No. 200030815 to the Northwest corner thereof (also the Northeast corner of land conveyed to Kenneth E. and Marvina M. Liechty in Allen County Document No. 200059163); Thence South 82 Degrees 07 Minutes 26 Seconds West, a distance of 132.44 feet along the North line of said Liechty land to a corner thereof; Thence North 83 Degrees 52 Minutes 04 Seconds West, a distance of 37.00 feet along the North line of said Liechty land to a corner thereof; Thence North

52 Degrees 03 Minutes 04 Seconds West, a distance of 133.00 feet along the North line of said Liechty land to the Northwest corner thereof; Thence North 02 Degrees 45 Minutes 04 Seconds West, a distance of 1771.24 feet along the West line of said Northwest Quarter; Thence North 82 Degrees 52 Minutes 57 Seconds East, a distance of 205.60 feet along the South line of land conveyed to Clair P. and Lois E. Knerr in Allen County Document No. 73-0220 to the Southeast corner thereof; Thence North 02 Degrees 45 Minutes 04 Seconds West, a distance of 175.51 feet along the East line of said Knerr land to the Northeast corner thereof; Thence North 82 Degrees 52 Minutes 57 Seconds East, a distance of 1130.79 feet along the North line of the West Half of said Northwest Quarter to the Northeast corner of said West Half; Thence South 02 Degrees 38 Minutes 20 Seconds East, a distance of 662.02 feet along the East line of said West Half (also the West line of the East Half of said Northwest Quarter and the West line of land conveyed to Carol J. Blain and Mary Lou Bonjour in Allen County Document No. 92-022958); Thence North 82 Degrees 52 Minutes 57 Seconds East, a distance of 1335.10 feet; Thence North 02 Degrees 31 Minutes 39 Seconds West, a distance of 662.12 feet along the East line of said Northwest Quarter (and the East line of land conveyed to Jeffrey A. and Terri E. Smith in Allen County Document No. 95-019918) to the POINT OF BEGINNING, said tract containing 327.29 Acres, more or less, of which 80.85 Acres are within said Northeast Quarter, 14.62 Acres are within said Southeast Quarter, 98.54 Acres are within said Southwest Quarter, and 133.27 Acres are within said Northwest Quarter, and being subject to all public road rights-of-way and to all easements of record.

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF
THE CITY OF FORT WAYNE, INDIANA
TO AUTHORIZE AND ESTABLISH THE

ROTHMAN ROAD AREA – UTILITY MANAGEMENT PLAN

RESOLUTION NUMBER: 92-1-26-05-2

3

WHEREAS, the Board of Public Works (Board) is charged with the responsibility of the operation of Fort Wayne City Utilities including long-term planning, engineering, financing and construction of sanitary sewer infrastructure served by the Fort Wayne wastewater system;

WHEREAS, the Board adopted Resolution No. 81-269-10 in March of 1995 that established a policy prohibiting the approval of new sewer extensions in 'High Problem Areas' or 'Red Zone Areas' (Red Zone) which included portions of the area shown on Exhibit A of this Resolution;

WHEREAS, the Board has approved and accepted improvements to the sanitary sewer and storm sewer infrastructure in the same area that includes more than twelve miles of replaced or rehabilitated sanitary sewer piping and pumping improvements to sanitary pumping stations; and

WHEREAS, the use of a utility management plan is an appropriate and effective method of defining the specific operational policies, programs and procedures for a defined area.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

1. That the Board hereby authorizes and establishes the ROTHMAN ROAD AREA – UTILITY MANAGEMENT PLAN (RRA-UMP) as presented in Exhibit B.

2. That the Board hereby removes the designation of "Red Zone" from the areas designated as INSIDE BASIN WATCH AREA in Appendix A of the RRA-UMP.

3. That the RRA-UMP may only be modified or nullified by further resolution of the Board and until such time, the RRA-UMP shall remain in effect.

This resolution shall be in full force and effect from and after its adoption by the Board of Public Works of the City of Fort Wayne, Indiana.

APPROVED THIS 26th DAY OF January, 2005.

BOARD OF PUBLIC WORKS

BY: _____
Regina A. Kostoff, Chair

BY: _____
John Suarez, Member

BY: _____
Ryan P. Chasey, Member

ATTEST: _____
Marilyn Huth, Clerk of the Board

Prepared by Thomas T. Nitza, Jr. P.E., Water Resources.

Exhibit A.

Sub-Area 1a
40 Acres
50 ERU's
Sub-Area 1
40 Acres
200 ERU's
Sub-Area 2
5.7 Acres
50 ERU's
Rothman
Lift Station
Sub-Area 3
45 Acres
100 ERU's
Sub-Area 7
40 Acres
100 ERU's
Sub-Area 4
200 Acres
500 ERU's
Sub-Area 5
19 Acres
40 ERU's
Sub-Area 6
23 Acres
90 ERU's
Sub-Area 8
82 Acres
205 ERU's
Sub-Area 13
5 Acres
30 ERU's
Sub-Area 10
26 Acres
150 ERU's
Sub-Area 11
7 Acres
30 ERU's
Evard Pump
Station
Sub-Area 9
71 Acres
150 ERU's
Brandonwood
Lift Station
Cherry Hill
Lift Station
Sub-Area 12
105 Acres
775 ERU's
LEGEND
18" and Larger Sanitary Mains
Sanitary Sewer Mains
Rehabbed Sewer Mains
Rothman Road Area -
Utility Management Plan
Inside Basin Watch Area
Outside Basin Watch Area
Growth Sub Areas
GIS

Exhibit B.

The Rothman Road Area Utility Management Plan (RRA-UMP).
January 25, 2005.

The Rothman Road Area (Area) is shown on Figure 1 of Appendix A and is located on the northeast side of Fort Wayne roughly centered by the intersection of Maplecrest Road and Rothman Road. The Rothman Road Sanitary Sewer Basin (Basin) serves a majority of the Area with smaller portions served by other contiguous sewer basins. Due to wet weather sanitary sewer performance issues, the Environmental Protection Agency (EPA) issued an Administrative Order in 1996 calling for improvements to the Basin. The Board of Public Works designated the Area as a 'Red Zone' that prohibited most all new land development in the Area.

Several investigations and planning efforts have been accomplished in the area. Maintenance and capital improvement projects have been completed in the Basin such as manhole rehabilitations, sewer pipeline repair and rehabilitations (more than 10,000 linear feet), the Rothman Lift Station project and the Evard Relief Sewer. Several more projects are planned for the area including storm drainage improvements in the Royal Oaks subdivision and improvements to the Evard Lift Station.

The City is now prepared to move forward and implement a utility management plan for the Area which will continue efforts to improve and maintain the systems and to allow for appropriate new growth. This management plan is titled, "The Rothman Road Area Utility Management Plan (RRA-UMP)" and replaces the 'Red Zone' designation and its associated policies. The RRA-UMP shall be effective after the approval of the Board of Works and any modifications to the RRA-UMP are effective only after approval by the Board of Works.

The RRA-UMP includes the following components:

I. Continued Utility Investment in the Rothman Area.
    a. Capital Improvement Planning and Implementation.
    b. Permanent Enhanced Monitoring of Systems Performance.
    c. Strategic System Investigations.
II. Encourage Research and Development.
    a. Conduct Pilot Programs.
        i. Private Inflow and Infiltration (I/I) Inspections
        ii. Sanitary Sewer Lateral Tightness Assurance
    b. Test New Products and Technologies.
III. Growth, Development and Septic System Relief Management.
IV. Public Outreach and Education.

Further details regarding these components are provided in the following discussion:

I. Continued Utility Investment in the Rothman Area.

The City shall continue to make sanitary sewer and storm drainage improvements in the Area through the continued investment of the utilities' Capital Improvement Plans (CIPs). In addition, any CIP projects in the Basin will seek to identify qualitative benefits of projects and determine (using reasonable methods) the quantitative benefits of the projects (removed I/I, improved hydraulic capacity). The Planning and Design Services Department will continue to lead this effort.

The City will investigate the cost effectiveness of enhancing the sanitary sewer performance monitoring of the Area. The increased monitoring would include equipment to measure rainfall and sewer lift station responses within the Basin. The Evard lift station, the Rothman lift station and the upcoming Parkerdale lift station will be equipped with data loggers to monitor sewage pump flow rates and durations. In addition, a single rain gauge will be installed inside the Basin to better track localized storm events in the area.

The City will investigate the cost effectiveness of searching for drinking water facilities that are leaking into sanitary sewer facilities. A large portion of the Basin is equipped with 'Imbalco' installed water mains. These water mains as well as those installed as part of the City water utility will be investigated for indications of water leaks using a professional services contractor. As leaks are found, the Contractor will have the additional task to investigate and assess any impact to nearby sanitary or storm piping facilities (manifesting as Inflow or Infiltration). Overall results will then be examined. If proved effective, the process will be continued.

The City will continue to examine the Area in a focused problem analysis and solution basis. These examinations are called Strategic System Investigations (SSIs). Neighborhoods and other areas could benefit from these SSIs by improved sewer service levels. Temporary flow monitoring, neighborhood I/I, SSES investigations and storm drainage improvements are examples of this focused work. In addition, precise improvements efforts such as manhole rehab or house lateral replacement could be pursued throughout the basin in this program.

II. Encourage Research and Development.

The City will continue to research and develop new means of improving the performance of the Basin. The primary methods of the research and development will be the implementation of pilot programs and other controlled testing of new products, technologies and procedures.

The City will implement a pilot program that focuses on identifying and eliminating sources of inflow from private residential homes such as foundation drain sump pumps and downspouts and yard drains. The pilot program will also strive to raise awareness at individual levels about private inflow source reduction. Each request for a new service account (either through the sale of an existing home or new construction) shall be

reviewed by the City. The initial pilot testing will continue for six (6) months. Public awareness and education presentations will be made at selected neighborhood associations. If proven effective, the inspections and presentations will be implemented into a permanent program.

The City will implement a pilot program that focuses on the quality of sanitary sewer lateral installations. This LTA Pilot Program will closely study the sewer lateral material and installation process and examine if increased attention during the construction phase can result in cost effective improvements to the completed product.

The City will investigate the effectiveness of new products, technologies and procedures in the RRA-UMP. Septic system relief products such as AirVac technologies and sanitary sewer manhole lining products will be examined in the Basin to investigate cost effectiveness.

III. Growth, Development, Septic System Relief Management.

The City will structure the allocation of remaining and available sewer capacity in the Area in a manner which best utilizes resources, protects existing service levels and accomplishes related goals of the utilities and the City. Additional sanitary sewer capacity in the Basin will be matched with corresponding removal of I/I sources in the Basin. New development will require an identification of a removal or offset of I/I sources in the Basin. Land development projects in the Area will be structured to optimize available opportunities to relieve septic system facilities in the area as part of the project or for future considerations. Funding mechanisms shall be maintained or added to protect existing customers of the utility from inappropriate impact from the new growth. This concept is generally referred to as 'Development pays for Development'. The assessment of new land development will rise from the current $750 per equivalent residential unit (ERU) to at least $2,000 per ERU to assist in the funding of I/I removal projects. The total Area Connection Fee will also include the base Saint Joseph Basin Fees and the Upper Saint Joseph Fees for a total amount of more than $3,500 per ERU. Financing tools that are assisted by Area Connection Fees and Capital Surcharges for new development areas will be available to provide limited relief for infrastructure investment in the area.

Specific requirements to be placed on development and growth in the Area include the following:

1. Sanitary Sewer Capacity Allocations. Sanitary sewer capacity allocations will be based on the schedule provided in Table 1 and Figure 2 in Appendix B.
2. Septic System Relief Awareness. Any Area land development will require the investigation, identification and the installation of reasonable provisions for immediate or future relief of existing individual septic systems, regardless of age or condition.
3. Annexation. Any Area land development occurring outside the city limits shall petition for Voluntary Annexation before primary approval is granted by the City. Representatives of the development shall cooperate and coordinate to complete any City accepted petitions for voluntary annexation before a sanitary sewer

Construction and Transfer of Sewer Facilities contract is approved by the Board of Works.

4. Individual Storm Facilities. Subdivision covenants shall include provisions regarding storm sewer, inflow and infiltration similar to the example provided as Item 1 of Appendix C. Each subdivision lot shall be provided with dedicated underground storm sewer facilities for household use similar to the example provided in Figure 3 of Appendix C. As an alternative, a covenant prohibiting a basement may be placed on individual lots in lieu of dedicated underground storm water facilities.
5. Pilot Program Participation. Any new land development shall participate in the Sanitary Sewer Lateral Tightness Assurance Pilot Program and Private I/I Inspection program.

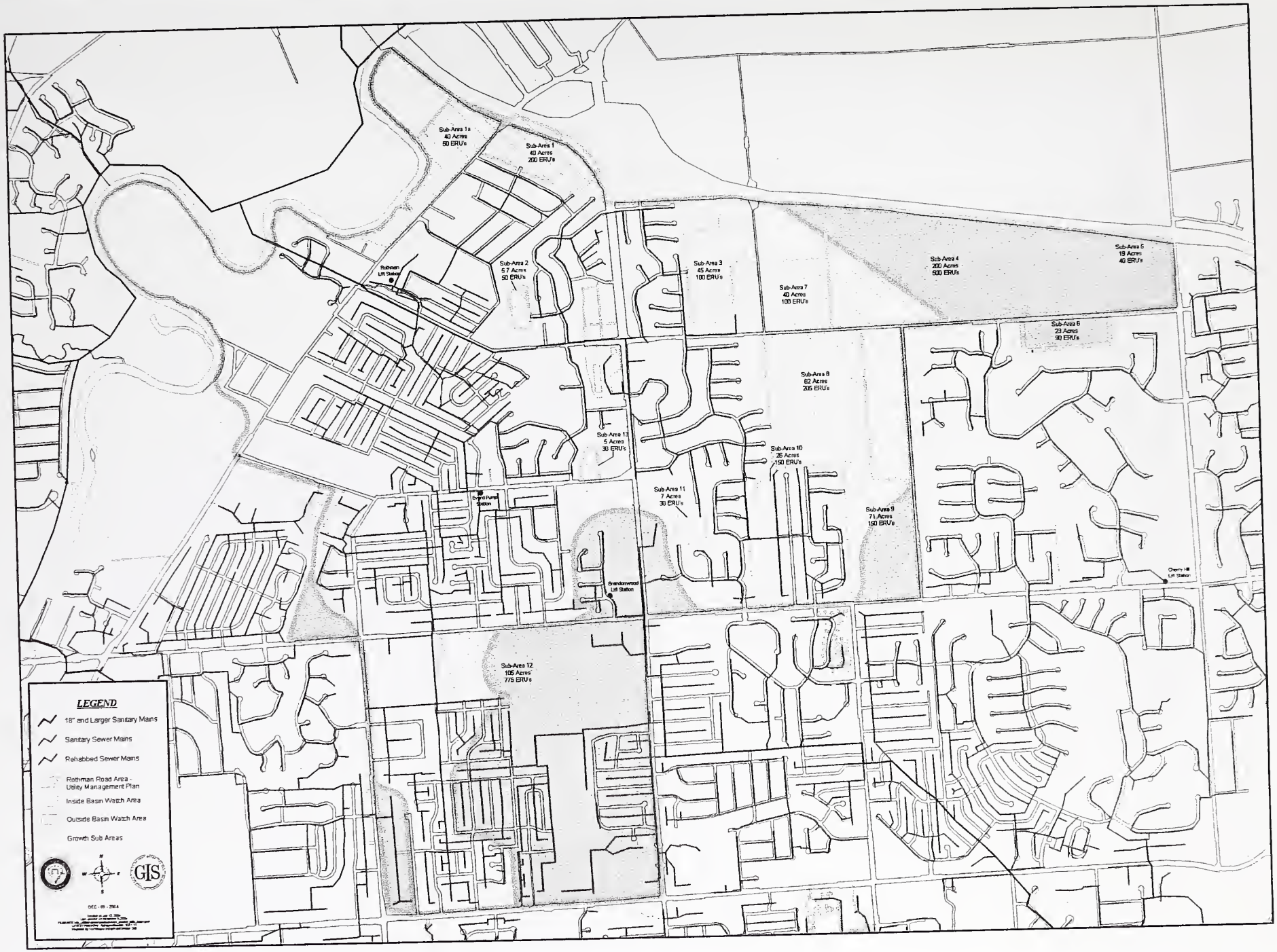
IV. Public Outreach and Education.

The City shall conduct public outreach and education efforts to raise awareness of the RRA-UMP. Targeted audiences will include those whom the RRA-UMP impacts or are otherwise interested. Issues such as upcoming CIP projects and I/I awareness efforts would be addressed. Mailings and presentations would be made to neighborhood associations, persons in the real estate industry including home inspectors, home improvement contractors and other interested parities.

END.

Appendix A

Figure 1. Rothman Road Area Utility Management Plan Area.


Sub-Area 1a
40 Acres
50 ERU's
Sub-Area 1
40 Acres
200 ERU's
Sub-Area 2
5.7 Acres
50 ERU's
Sub-Area 3
45 Acres
100 ERU's
Sub-Area 4
200 Acres
500 ERU's
Sub-Area 5
19 Acres
40 ERU's
Sub-Area 6
23 Acres
90 ERU's
Sub-Area 7
40 Acres
100 ERU's
Sub-Area 8
82 Acres
205 ERU's
Sub-Area 9
71 Acres
150 ERU's
Sub-Area 10
26 Acres
150 ERU's
Sub-Area 11
7 Acres
30 ERU's
Sub-Area 12
105 Acres
775 ERU's
Sub-Area 13
5 Acres
30 ERU's
Rothman Lift Station
Bryant Pump Station
Brandonwood Lift Station
Cherry Hill Lift Station
LEGEND
18" and Larger Sanitary Mains
Sanitary Sewer Mains
Rehabbed Sewer Mains
Rothman Road Area - Utility Management Plan
Inside Basin Watch Area
Outside Basin Watch Area
Growth Sub Areas
GIS

Appendix B

Table 1. Sanitary Sewer Allocation Schedule.
Figure 2. Rothman Road Area Basin Sub-basin Map.

Rothman Road Area - Utility Management Plan

Table 1.

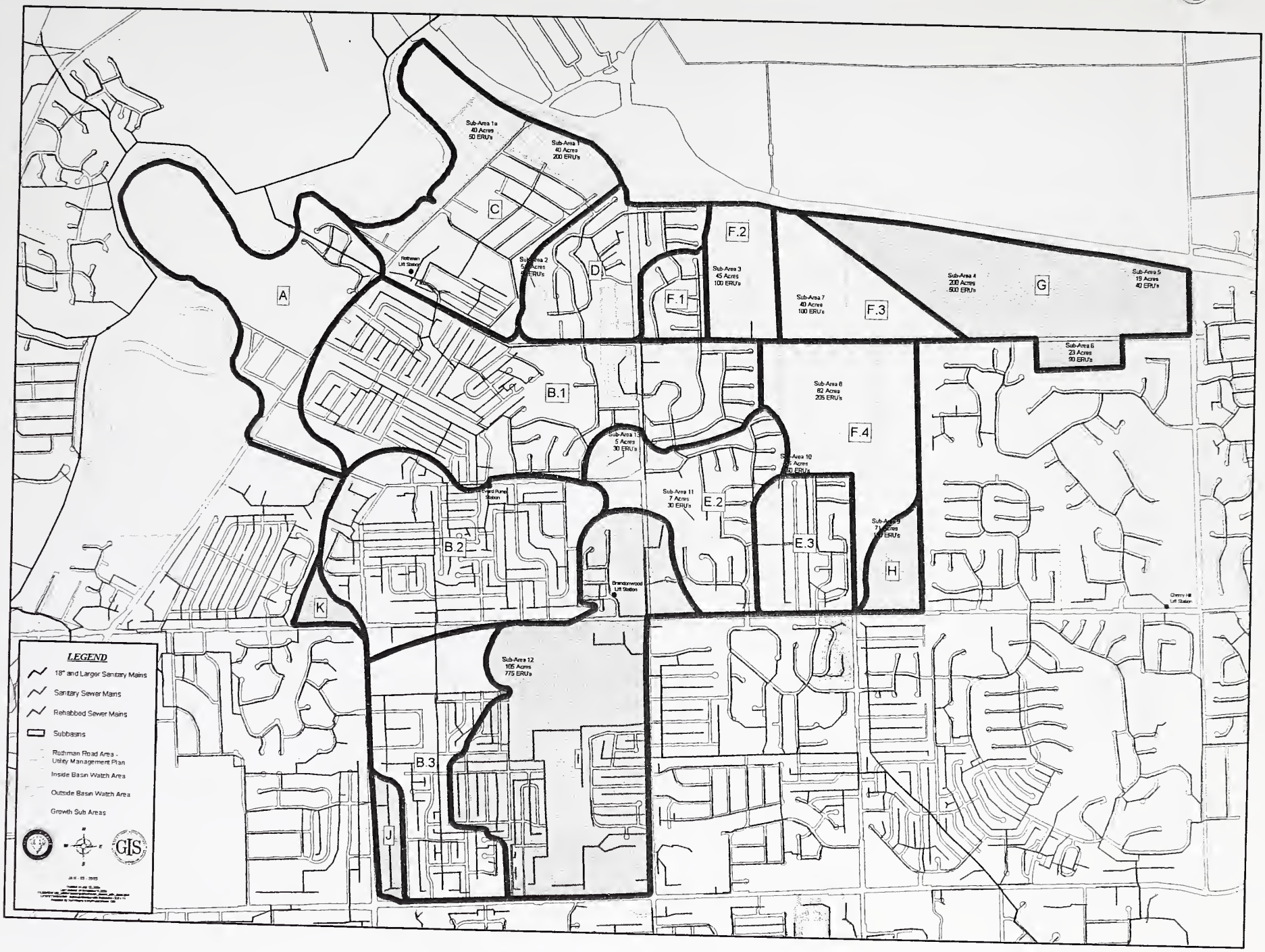
Sewer Facilities and Capacity Allocation Schedule

Level	App. Year	Basin A.	B.1	B.2	B.3	C.	D.	E.1	E.2	E.3	F.1	F.2	F.3	F.4	Sub T.	Rothman Road Area (Local) Required Improvements	St. Joe Interceptor (Regional) Required Improvements
Level 1	2005	100	FD	FD	0	0	0	FD	0	0	FD	0	40	50	190	Rothman Road Area - Utility Management Plan in place.	none.
	2006	100	FD	FD	0	0	0	FD	0	0	FD	0	40	50	190		
Level 2	2007	FD	FD	FD	0	25	0	FD	0	50	FD	25	40	50	190	Monitoring/Offsets in Basin Efforts Confirm Capacity.	none.
	2008	FD	FD	FD	0	25	0	FD	0	50	FD	25	40	50	190		
Level 3	2009	FD	FD	FD	50	100	50	FD	30	50	FD	50	60	50	440	F-Subbasins require relief line at Rothman+Maplecrest. Remaining Subbasins require Monitoring/Offsets in Basin Efforts Confirm Capacity.	Phase I Downstream Relief are completed.
	2010	FD	FD	FD	50	50	FD	FD	30	25	FD	FD	60	50	265		
	2011	FD	FD	FD	50	50	FD	FD	FD	25	FD	FD	FD	25	150		
	2012	FD	FD	FD	50	FD	FD	FD	FD	25	FD	FD	FD	FD	75		
	2013	FD	FD	FD	FD	FD	FD	FD	FD	FD	FD	FD	FD	FD	0		
	2014	FD	FD	FD	FD	FD	FD	FD	FD	FD	FD	FD	FD	FD	0		
Basin Totals		200	0	0	200	250	50	0	60	225	0	100	280	325			

TOTAL ROTHMAN ERUs: 1,690

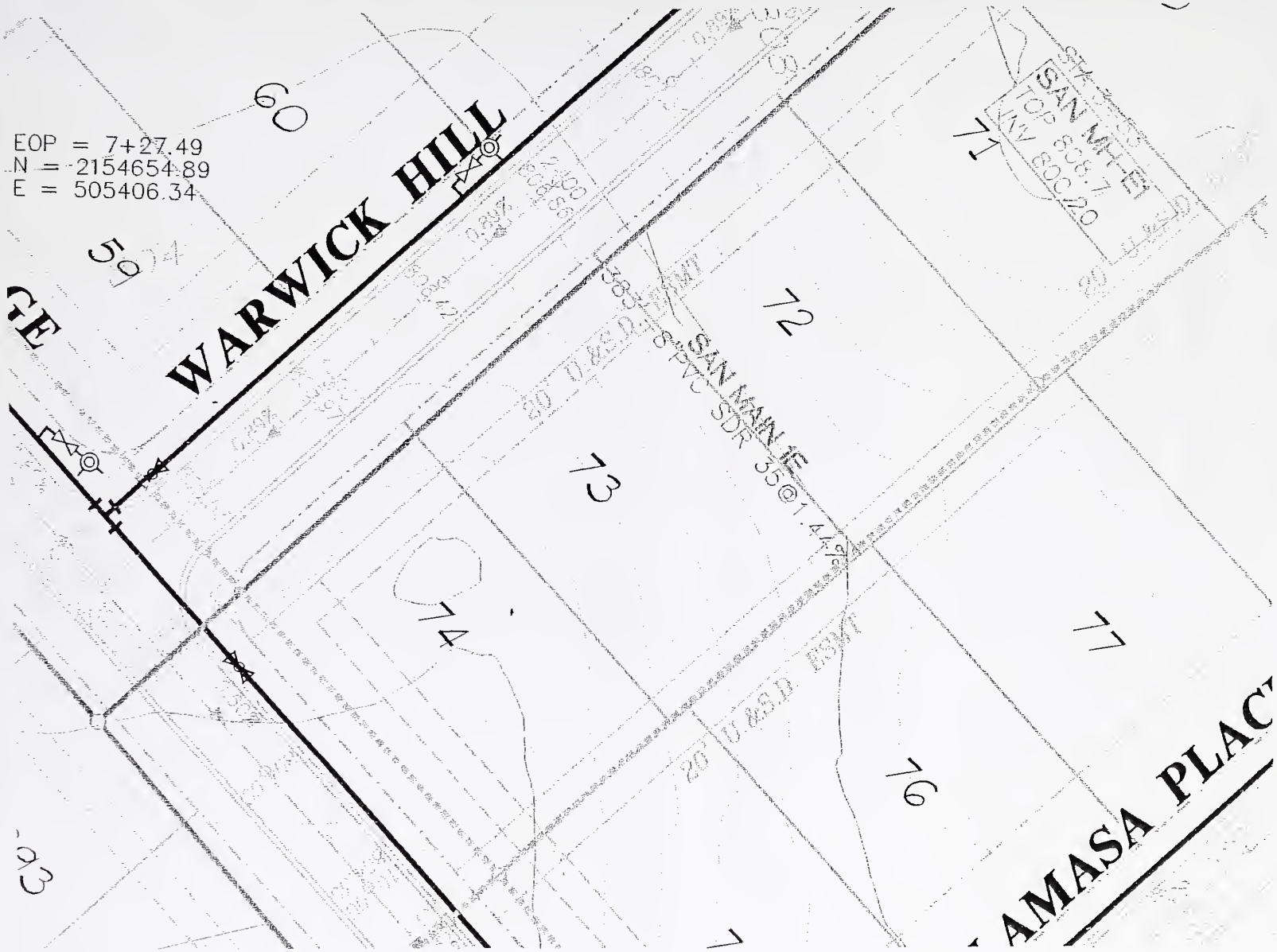
FD = denotes 'Fully Developed' Basin.

January 25, 2005.


Sub-Area 1a
40 Acres
50 ERU's
Sub-Area 1
40 Acres
200 ERU's
Rothman Lift Station
Sub-Area 2
5 Acres
40 ERU's
Sub-Area 3
45 Acres
100 ERU's
Sub-Area 4
200 Acres
500 ERU's
Sub-Area 5
19 Acres
40 ERU's
Sub-Area 6
23 Acres
90 ERU's
Sub-Area 7
40 Acres
100 ERU's
Sub-Area 8
62 Acres
205 ERU's
Sub-Area 10
25 Acres
120 ERU's
Sub-Area 11
7 Acres
30 ERU's
Sub-Area 12
105 Acres
775 ERU's
Brandonwood Lift Station
Cherry Hill Lift Station
A
B.1
B.2
B.3
C
D
E.2
E.3
F.1
F.2
F.3
F.4
G
H
J
K
LEGEND
18" and Larger Sanitary Mains
Sanitary Sewer Mains
Rehabbed Sewer Mains
Subbasins
Rothman Road Area - Utility Management Plan
Inside Basin Watch Area
Outside Basin Watch Area
Growth Sub Areas
GIS

Appendix C

Figure 3. Dedicated Storm Facilities Example.
Item 1. Storm Sewer Covenant Example.



Rothman Road Area - Utility Management Plan
Figure 3.
Dedicated Storm Facilities Example.

Item 1.
Storm Sewer Covenant Example.

Section ###. Surface, Storm and Underground Water Discharge.

It is the obligation of the Owner of each lot to assure the continued separation of surface, storm or underground waters from entering the sanitary sewer system. Common sources that the Owner shall not allow to be connected to or discharging into the sanitary piping include, but are not limited to, gutter downspouts, interior or exterior foundation drains, foundation drain sump pumps, yard and other area drains or other sources of surface, storm or underground waters. It is the obligation of the Owner to recognize that these types of connections are prohibited by existing local, state or federal rules regulations and standards.

It is the obligation of the Owner of every lot that has a home with a foundation drain sump pump to connect it to and maintain a functioning connection to the storm water discharge system installed by the Declarant.

Owner shall have their builder notify Declarant or Declarant's authorized representative when sanitary sewer connection to the is to be initially made, at least 24 hours in advance, so that the connection can be verified and inspected.

Owner shall have their builder notify Declarant or Declarant's authorized representative when any connection to the storm facilities are to be initially made, at least 24 hours in advance, so that the connection can be verified and inspected.

RESOLUTION OF THE BOARD OF PUBLIC WORKS
OF THE CITY OF
FORT WAYNE, INDIANA

RESOLUTION NO. 92-2-2-05-2

WHEREAS, the City of Fort Wayne needs to lease various vehicles and items of capital equipment for use by several departments of the City of Fort Wayne for continued effective operations; and

WHEREAS, the Board of Public Works has, in the past, generally coordinated such leasing and has let bids therefore; and

WHEREAS, numerous bids have been let for the acquisition of various vehicles and items of capital equipment and the Common Council is expected to approve the acquisition of said various vehicles and items of capital equipment; and

WHEREAS, sufficient revenues are available from the City's General Fund and various other City department funds to make lease rental payments on a timely basis as required for the leasing of said various vehicles and equipment items; and

WHEREAS, notices will be published requesting proposals from lessors to acquire the various vehicles and items of capital equipment and to lease the same to the City, pursuant to the terms and conditions contained in the form of lease; and

WHEREAS, the proposed lease provides for fair and reasonable rental and other equitable terms and conditions and, further, that the execution of said lease will permit the use and acquisition of said various vehicles and items of capital equipment within the present financial capabilities of the City and therefore same is in the public interest; and

WHEREAS, the Common Council designates the Board of Public Works as leasing agent for the City of Fort Wayne, Indiana, for the transactions herein contemplated.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, THAT:

SECTION 1. The Board of Public Works will receive bids from potential lessors for the lease of certain various vehicles and items of capital equipment on **FEBRUARY 16, 2005.**

SECTION 2. The Board of Public Works, after reviewing all of the bids submitted to it pursuant to the Notice to Bidders and the Request for Proposal, will designate the lessor of those various vehicles and items of capital equipment listed on the bids received from potential lessors for the lease of certain various vehicles and items of capital equipment listed on the attached Exhibit "A" on **FEBRUARY 23, 2005**. The exact lessor purchase cost for the various vehicles and items of capital equipment contained on the attached Exhibit "A" shall be determined in accordance with bidding procedures of the City of Fort Wayne, if not so previously determined.

DATED: February 2, 2005

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

ATTEST: Marilyn Huth (MH)
Marilyn Huth, Clerk

NOTICE TO BID
VEHICLE AND EQUIPMENT LEASE FINANCING
01/28/05

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that sealed bids **and proposals** (as described below) will be received by the **Board of Public Works at its office in Room 420, City-County Building until 8:30 a.m. on WEDNESDAY 2/16/05** and in the Omni Room, Room 250, City-County Building until **9:00 a.m.** Eastern Standard Time, on **WEDNESDAY 2/16/05** for the following:

Vehicle and Equipment Lease Financing
5-year Lease(s)
with option to purchase
for various vehicles and items of capital equipment
for use by the City of Fort Wayne

The bid should be prepared for a "Non-qualified" entity under the Small Issuer Exemption tax code provisions. No bid may be withdrawn without the written consent of the Board of Public Works for a period of five (5) days after the bid opening, within which time the Board will act to choose the successful bidder. All bids shall be accompanied by a bid bond or certified check (out of state bidders must use a certified check or an Indiana surety), in the amount of FIVE percent (5%) of the bid, which check or bid shall be made payable to the City of Fort Wayne, Indiana. Should a successful bidder withdraw his or her bid, the Board may declare the bid deposit as having been forfeited and collect said amount as liquidated damages.

Each bidder must include, in a clear and concise format, the following items in their bid:

1) The cash purchase price without regard to the lease agreement for all of the vehicles and capital equipment items listed below.
2) The total lease rental price based on a 5-year lease period with funds to be available on or before March 1, 2005 and lease payments commencing no sooner than July 15, 2005. Bids should be submitted with semi-annual payment schedules assuming payments made in advance.
3) The total amount of interest and the lease-financing factor ("interest rate") used to determine the amount of the payments must be clearly indicated.
4) Payment amortization schedules based on the above information must be submitted with the bids. The amount of interest charges, **if any**, accruing for the period from March 1, 2005 through July 15, 2005 must also be included and clearly segregated from the payment amortization schedule.
5) A provision in the lease providing for an option to purchase the vehicles and capital equipment items.
6) A schedule of the option purchase price and at each time when an option may be executed.
7) A schedule of the amount of the lease rental payment which shall be credited to the lease purchase option.
8) A provision in the lease stating that it is subject to annual appropriation.
9) Evidence of financial responsibility.

Bidders are strongly encouraged to utilize the worksheets available through the Board of Public Works.

The vehicles, equipment items, and their estimated unit cost are detailed below.

ITEM	APPROX UNIT COST	APPROX QUANTITY	NOT TO EXCEED TOTAL COST	VENDOR(s)
CHEV IMPALA POLICE CRUISERS (59) UNMARKED (7) INCLUDING EQUIPMENT	$ 35,500	66	$ 2,343,000	KELLEY CHEVROLET (vehicles)
HANDI-TALKIES	$ 3,967	46	$ 182,482	
RADIOS-ANML CNTRL	$ 3,490	2	$ 6,980	
CARGO VAN INCLD EQUIPMENT	$ 47,030	1	$ 47,030	

continued

ITEM	APPROX UNIT COST	APPROX QUANTITY	NOT TO EXCEED TOTAL COST	VENDOR(s
MOBILE DATA TERMINALS	$ 5,844	10	$ 58,440	
SEDANS INCLUDING EQUIPMENT	$ 20,000	2	$ 40,000	
PICK UP TRUCK INCLUDING EQUIPMENT	$ 18,000	2	$ 36,000	
FULL SIZE SUV'S INCLUDING EQUIPMENT	$ 39,500	3	$ 118,500	
VAN INCLUDING EQUIPMENT	$ 39,300	2	$ 78,600	
CONTINGENCY	$ 32,508		$ 32,508	
	TOTAL		**$ 2,943,540**	

All necessary approvals of the City's Common Council for the acquisition of the above-listed items are forthcoming.

The date for the anticipated cash requirements for this leasing arrangement is on or before March 1, 2005.

The Board of Public Works reserves the right to reject any and all bids for failure to comply with applicable laws and or with the instructions to Bidders. The Board of Public Works also reserves the right to waive any defect in any bid.

Board of Public Works

Regina A. Kostoff, Chairman
John Suarez, Member
Ryan Chasey, Member

ATTEST: Marilyn Huth, Clerk

Publish 2/4 & 2/11/05 in both Fort Wayne Newspapers and 2/9/05 in Frost Illustrated

2005 Vehicle and Equipment Lease
Worksheet For Semi-Annual Installments

Total Purchase Price (principle financed)		$
Semi-Annual Installment payment commencing 7/15/05 with final payment 1/15/10	$	
Number of Installments	x 10	
Total Installment Payments	$	
Total Costs		$
Total Cost to Finance		$
Interest Rate		

21

22

2005 Vehicle and Equipment Lease Financing Calendar

Publication of Notice to Bid	2/4/05 & 2/11/05
Introduction of BOW Resolution	2/2/2005
Intro to City Council	2/8/2005
Bid Opening @ BOW	2/16/2005
City Council Discussion/Passage	2/22/2005
Bid Award @ BOW	2/23/2005
Leases Signed	2/23/2005
Funds Available	3/1/2005

17

21

22

CHLORINE BUILDING HEAT
RESOLUTION NO. 1731-2004

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

This work is generally described as general construction and mechanical work to install new unit heaters.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, CHLORINE BUILDING HEAT

Declares the cost of the said improvements shall be paid by the funds from the property owners (Barrett Law) and the Fort Wayne Water Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is 15,000.

APPROVED THIS 2nd DAY OF February, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth MH
Marilyn Huth, Clerk

17

GLENWOOD PARK PHASE 1 –
WATER MAIN REPLACEMENT
RESOLUTION NO. 1674-2005

22

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of approximately 5,730 LF of 6-inch water main, 3,030 LF of 8-inch water main, 19 fire hydrants, 20 valves, 147 services, and all other appurtenances and work as necessary for the water main replacement project.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "GLENWOOD PARK PHASE 1 – WATER MAIN REPLACEMENT"

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Bond).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will not be acquiring any property with this project.

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $695,000.

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 2 DAY OF February, 2005.

17

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth, MH
Marilyn Huth, Clerk

A RESOLUTION establishing the basis for the type of infrastructure improvement projects appropriately funded through CEDIT revenues and subject to approval by the Board of Public Works.

RESOLUTION 92-2-7-05

WHEREAS, the Board of Public Works of the City of Fort Wayne, Indiana, is the appropriate entity to monitor the revenues from the County Economic Development Income Tax (CEDIT) allocated to infrastructure improvement and the procedures for the distribution of said funds.

NOW THEREFORE, the Board of Public Works hereby adopts the following policy through which the City of Fort Wayne may distribute CEDIT revenues.

I. The following are considered acceptable categories of projects to be funded through CEDIT revenues and subject to approval by the Board of Works:

A. Projects that attract a major new business enterprise to the unit

B. Projects that retain or expand a significant business enterprise within the unit

C. Projects that are capital improvements on municipally-owned or controlled public properties

II. The following are acceptable projects to be funded through CEDIT revenues and subject to approval by the Board of Works where every effort has been made to leverage CEDIT funds with other sources of revenue:

A. Site Improvements for public property
   1. Landscaping
   2. Playground equipment
   3. Parking areas
   4. Sidewalks
   5. Curbs
   6. Other site improvements on a case by case basis at the discretion of the Board of Public Works

B. Infrastructure improvements
   1. Transportation systems
   2. Communication systems
   3. Water and power lines
   4. Sanitary sewer lines for economic development purposes
   5. Stormwater lines for economic development purposes

17

6. Standard street lighting
7. Other improvements on a case-by-case basis at the discretion of the Board of Public Works

C. Capital improvements, construction, reconstruction, rehabilitation, renovation, and enlargement of buildings and structures to meet minimum applicable state and local laws. Improvements are to be non-cosmetic in nature

D. Privately-owned structures used for public uses where a public use is defined as serving the general population of the City

E. To the extent not otherwise allowed under chapter 6-3.5-7-13.1 of the Indiana Code, substance removal or remedial action in a designated unit.

F. The district and at-large City Council projects need to be submitted to the Board of Works by March 15th for the next year.

G. By November 1 of each year, all selected projects will be reviewed and evaluated by a committee consisting of the Deputy Mayor of the City of Fort Wayne, the City Controller, the Director of Community Development, the Director of Public Works and Utilities and the President of City Council prior to passage by the Board of Public Works.

III. All infrastructure improvements projects to be funded through CEDIT revenues are subject to the discretion and approval of the Board of Public Works and the above guidelines. However, the Board of Public Works will consider extraordinary project requests on a case-by-case basis.

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk MN

A RESOLUTION establishing the basis for the type of infrastructure improvement projects appropriately funded through CEDIT revenues and subject to approval by the Board of Public Works.

RESOLUTION 92-2-7-05

WHEREAS, the Board of Public Works of the City of Fort Wayne, Indiana, is the appropriate entity to monitor the revenues from the County Economic Development Income Tax (CEDIT) allocated to infrastructure improvement and the procedures for the distribution of said funds.

NOW THEREFORE, the Board of Public Works hereby adopts the following policy through which the City of Fort Wayne may distribute CEDIT revenues.

I. The following are considered acceptable categories of projects to be funded through CEDIT revenues and subject to approval by the Board of Works:

A. Projects that attract a major new business enterprise to the unit

B. Projects that retain or expand a significant business enterprise within the unit

C. Projects that are capital improvements on municipally-owned or controlled public properties

II. The following are acceptable projects to be funded through CEDIT revenues and subject to approval by the Board of Works where every effort has been made to leverage CEDIT funds with other sources of revenue:

A. Site Improvements for public property
   1. Landscaping
   2. Playground equipment
   3. Parking areas
   4. Sidewalks
   5. Curbs
   6. Other site improvements on a case by case basis at the discretion of the Board of Public Works

B. Infrastructure improvements
   1. Transportation systems
   2. Communication systems
   3. Water and power lines
   4. Sanitary sewer lines for economic development purposes
   5. Stormwater lines for economic development purposes

6. Standard street lighting
7. Other improvements on a case-by-case basis at the discretion of the Board of Public Works

C. Capital improvements, construction, reconstruction, rehabilitation, renovation, and enlargement of buildings and structures to meet minimum applicable state and local laws. Improvements are to be non-cosmetic in nature

D. Privately-owned structures used for public uses where a public use is defined as serving the general population of the City

E. To the extent not otherwise allowed under chapter 6-3.5-7-13.1 of the Indiana Code, substance removal or remedial action in a designated unit.

F. The district and at-large City Council projects need to be submitted to the Board of Works by March 15th for the next year.

G. By November 1 of each year, all selected projects will be reviewed and evaluated by a committee consisting of the Deputy Mayor of the City of Fort Wayne, the City Controller, the Director of Community Development, the Director of Public Works and Utilities and the President of City Council prior to passage by the Board of Public Works.

III. All infrastructure improvements projects to be funded through CEDIT revenues are subject to the discretion and approval of the Board of Public Works and the above guidelines. However, the Board of Public Works will consider extraordinary project requests on a case-by-case basis.

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

13

14

15

16

8

ADJUSTMENT OF AREA CONNECTION FEES FOR YEAR 2005
BASED UPON CONSUMER PRICE INDEX
RESOLUTION NO. 92-7-7-05-2

13

WHEREAS, the following sanitary sewer service areas and associated area connection fees have been established by the Board of Public Works through various resolutions and were in effect on February 14, 2005;

14

Beckett's Run	$1,121 per ERU
I&I – Res. 78-173-3	$ 716 per ERU
Junk Ditch Area	$ 540 per ERU
Neuhaus Shed A1	$1,010 per ERU
North Maumee A	$ 350 per ERU
North Maumee B	$ 961 per ERU
Saint Joseph	$ 540 per ERU
Saint Mary's	$ 489 per ERU
Shed 1	$1,086 per ERU
Shed 1A	$1,205 per ERU
Shed 1AX	$1,166 per ERU
Shed 1B East	$1,165 per ERU
Shed 1B West	$1,165 per ERU
Shed 1C	$1,168 per ERU
Shed 1D	$1,121 per ERU
Shed 2	$1,220 per ERU
Shed 2A	$2,415 per ERU
Shed 2B	$1,126 per ERU
Shed 2C East	$1,167 per ERU
Shed 2C South	$1,240 per ERU
Shed 3	$1,122 per ERU
Shed 4	$1,184 per ERU
Shed 4A	$2,680 per ERU
Shed 5	$1,310 per ERU
Shed 5A	$2,680 per ERU
Shed 6A	$2,415 per ERU
Shed AB	$1,031 per ERU
Shed C	$1,278 per ERU
Southwest	$ 689 per ERU
Spy Run	$ 540 per ERU
Tiernan B	$ 850 per ERU

15

16

and,

WHEREAS, the resolutions establishing said sanitary sewer service areas and area connection fees provided for the adjustment of area connection fees to reflect inflationary increases based on the Consumer Price Index as published by the Department of Labor for the previous year; and

8

WHEREAS, the Consumer Price Index for All Urban Consumers for the Year 2004 is 2.7 percent;

NOW THERFORE BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS THAT:

1. The area connection fees for the sanitary sewer services areas identified below shall be set forth as follows from February 15, 2005 to February 14, 2006:

Beckett's Run	$1,151 per ERU
I&I – Res. 78-173-3	$ 735 per ERU
Junk Ditch Area	$ 555 per ERU
Neuhaus Shed A1	$1,037 per ERU
North Maumee A	$ 359 per ERU
North Maumee B	$ 987 per ERU
Saint Joseph	$ 555 per ERU
Saint Mary's	$ 502 per ERU
Shed 1	$1,115 per ERU
Shed 1A	$1,238 per ERU
Shed 1AX	$1,197 per ERU
Shed 1B East	$1,196 per ERU
Shed 1B West	$1,196 per ERU
Shed 1C	$1,200 per ERU
Shed 1D	$1,151 per ERU
Shed 2	$1,253 per ERU
Shed 2A	$2,480 per ERU
Shed 2B	$1,156 per ERU
Shed 2C East	$1,199 per ERU
Shed 2C South	$1,273 per ERU
Shed 3	$1,152 per ERU
Shed 4	$1,216 per ERU
Shed 4A	$2,752 per ERU
Shed 5	$1,345 per ERU
Shed 5A	$2,752 per ERU
Shed 6A	$2,480 per ERU
Shed AB	$1,059 per ERU
Shed C	$1,313 per ERU
Southwest	$ 708 per ERU
Spy Run	$ 555 per ERU
Tiernan B	$ 873 per ERU

13

14

15

16

8

PASSED THIS 9th DAY OF February, 2005

BOARD OF PUBLIC WORKS

By: _____
Regina A. Kostoff, Chair

By: _____
John Suarez, Member

By: _____
Ryan P. Chasey, Member

ATTEST: _____
Marilyn Huth, Clerk

13

14

15

16

8

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State personally appeared Regina A. Kostoff, Chair, John Suarez, and Ryan P. Chasey, all as Members of the Board of Public Works, and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 4th day of February 2005.

Notary Public Michelle R. Hadley Michelle R. Hadley
Printed Name of Notary

Resident of Allen County

My Commission Expires:

MICHELLE RENEE HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires 11/26/2006

Document Prepared by:
Kristine DeGabrielle, City Attorney

13
14
15
16
8

WPCP WATER LINE TO THE LAB BUILDING
RESOLUTION NO. 1683-2004

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

This work is generally described as general construction to replace approximately 400 feet of water line located in the tunnels at the Water Pollution Control Plant.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, WPCP WATER LINE TO THE LAB BUILDING.

Declares the cost of the said improvements shall be paid by the Fort Wayne Water Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $50,000.

APPROVED THIS 16th DAY OF February, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

13

14

15

16

8

LAKE AVENUE FEEDER MAIN, PHASE II
RESOLUTION NO. 1115-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of approximately 30 LF of 6-inch, 100 LF of 8-inch, 55 LF of 12-inch, and 2,310 LF of 24-inch ductile iron water main, five fire hydrants, five valves, 14 services, and all other appurtenances and work as necessary for the project. Included in the water main construction is the minor widening of the north lane of Lake Avenue and miscellaneous concrete pavement repairs in the project area.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "LAKE AVENUE FEEDER MAIN, PHASE II"

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Bond) and CEDIT.

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire the property rights described in Attachment "A" (Property Acquisition Summary Sheet).

States there is a cost of $39,850 for the purchase of easements associated with this project.

Declares the engineer's estimate of the project's total cost is $895,000.

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 16th DAY OF February, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

Attachment "A"

Property Acquisition Sheet

Lake Avenue Feeder Main - Phase II

PARCEL NO.	OWNER	PROPERTY ADDRESS	SHEET NUMBERS (Plans)	SOURCE OF TITLE DEED RECORD NUMBER	PERMANENT WATER EASEMENT (SQ. FT.)	TEMPORARY CONSTRUCTION EASEMENT (SQ. FT.)	REMARKS	EASEMENT DOCUMENT NUMBER
1	Bell Enterprises, LLC	3030 Lake Avenue	8	Plat Record 15, page 135 990028844	3,790	3,572		204038474
2	Apartment Association of Fort Wayne, Inc.	3106 Lake Avenue	8	Plat Record 15, page 135 203065687	1,328	1,245		204038475
3	Diocese of Fort Wayne-South Bend, Inc.	3124 Lake Avenue	8 &9	Plat Record 7, page 52 970047380	4,498	3,067		204038476

9,616 7,884

24040 4927.5

WPCP WAREHOUSE IMPROVEMENTS
RESOLUTION NO. 1681-2004

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

This work is generally described as general construction to convert the old animal humane shelter on Dwenger Avenue into a space useable for storing spare parts to be used for the WPCP.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, WPCP WAREHOUSE IMPROVEMENTS.

Declares the cost of the said improvements shall be paid by the Fort Wayne Water Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $85,000.

APPROVED THIS 16th DAY OF February, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

15

16

8

MODIFICATION TO CENTRIFUGE BUILDING DOOR
RESOLUTION NO. 1649-2004

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

This work is generally described as construction associated with the installation of an overhead door at the Water Pollution Control Plant Centrifuge Building.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Modification to Centrifuge Building Door

Declares the cost of the said improvements shall be paid by the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $36,300

APPROVED THIS 16th DAY OF February, 2005.

16

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P Chasey, Member

8

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

EMERGENCY RESOLUTION NUMBER 92-2-22-05-01
2251 CHESTNUT STREET

WHEREAS, the existing 12" combination sewer, in the alley behind 2251 Chestnut Street has collapsed and;

WHEREAS, said collapse could not reasonably be foreseen and requires immediate action, and;

WHEREAS, repair of the collapse is beyond the capability of the Water Pollution Control Maintenance Department to perform, and;

WHEREAS, T&E, All Star, Bercot Inc., and Liberty Construction were invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs could exceed Twenty Five Thousand Dollars and Zero Cents, ($25,000.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for said sewer repair and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIR.**

APPROVED this 23rd day of February ,2005.

BOARD OF PUBLIC WORKS

By Regina A. Kostoff
Regina Kostoff, Chair

By Ryan P. Chasey
Ryan P. Chasey, Member

By John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
~~Marylin~~ Huth, Clerk
MARILYN

8

2251 Chestnut Street
REPAIR SPECIFICATIONS

SCOPE OF WORK:

This emergency repair shall consist of the following bid:

ITEM NO. 1

Replacement of + or – 20 ft of 12" combination sewer . In the gravel alley behind 2251 Chestnut Street. The line is 22ft deep it is clay tile.

CONDITIONS OF WORK:

The contractor awarded the emergency repairs shall be required to provide and comply with the following items:

1. City of Fort Wayne WPC Engineering Department specifications and standard drawings adopted April 26, 1989.
2. Payment Bond
3. Performance and Guaranty Bond
4. Contractor shall be responsible for and shall be required to comply with all Local, State and Federal Regulations regarding safety procedures, O.S.H.A. requirements and in particular open construction trench protection and confined space entry.
5. Contractor shall be required and responsible for placing and maintaining temporary barricades.
6. Contractor needs to comply with all E.B.E. requirements through City of Fort Wayne Compliance Office.
7. Contractor shall be responsible for dealing with whatever ground condition exists at the time of construction.
8. Contractor shall be responsible for obtaining necessary cut permits and all restoration of the construction site.
9. Contractor shall be responsible to protect, replace, and or repair all existing utilities in the emergency repair site.

2251 Chestnut Street
COMBINATION SEWER LINE REPLACEMENT

BASE BID:
ITEM NO. 1 All cost to replace the 12" combination sewer in the alley.

LUMP SUM **$**_____

Bids are due by 3:30 pm Thursday March 3rd,2005 Fax 219-427-1455
The emergency repair work shall begin within 1 (one) day from date of obtaining an emergency repair order.

Proposal submitted this _____day of _____, 2005.

FROM_____
Contractor

BY_____

EMERGENCY RESOLUTION NUMBER 92-2-22-05-02
2501 CASS STREET

WHEREAS, the existing brick manhole, in the alley behind 2501 Cass Street has collapsed and;

WHEREAS, said collapse could not reasonably be foreseen and requires immediate action, and;

WHEREAS, repair of the collapse is beyond the capability of the Water Pollution Control Maintenance Department to perform, and;

WHEREAS, T&E, All Star, Bercot Inc., and Liberty Construction were invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs could exceed Twenty Five Thousand Dollars and Zero Cents, ($25,000.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for said sewer repair and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIR.**

APPROVED this 23rd day of February ,2005.

BOARD OF PUBLIC WORKS

By Regina A. Kostoff
Regina Kostoff, Chair

By Ryan P. Chasey
Ryan P. Chasey, Member

By John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
~~Marylin~~ Huth, Clerk
MARILYN

11

12

2501 Cass Street
REPAIR SPECIFICATIONS

SCOPE OF WORK:

This emergency repair shall consist of the following bid:

ITEM NO. 1

Replacement of a brick sewer manhole 12ft deep with four 12" clay tiles at the bottom of the manhole 4 to 6 feet of pipe will probably have to be replaced in all four directions as part of the repair. The manhole is located in the middle of Irene at the alley between Cass St and Wells Street.

CONDITIONS OF WORK:

The contractor awarded the emergency repairs shall be required to provide and comply with the following items:

1. City of Fort Wayne WPC Engineering Department specifications and standard drawings adopted April 26, 1989.
2. Payment Bond
3. Performance and Guaranty Bond
4. Contractor shall be responsible for and shall be required to comply with all Local, State and Federal Regulations regarding safety procedures, O.S.H.A. requirements and in particular open construction trench protection and confined space entry.
5. Contractor shall be required and responsible for placing and maintaining temporary barricades.
6. Contractor needs to comply with all E.B.E. requirements through City of Fort Wayne Compliance Office.
7. Contractor shall be responsible for dealing with whatever ground condition exists at the time of construction.
8. Contractor shall be responsible for obtaining necessary cut permits and all restoration of the construction site.
9. Contractor shall be responsible to protect, replace, and or repair all existing utilities in the emergency repair site.

10

2501 Cass Street
MANHOLE REPLACEMENT

BASE BID:
ITEM NO. 1 All cost to replace the manhole and repair the lines and restore the street. In the middle of Irene Ave.

LUMP SUM **$**_____

Bids are due by 3:30 pm Thursday March 3rd,2005 Fax 219-427-1455
The emergency repair work shall begin within 1 (one) day from date of obtaining an emergency repair order.

Proposal submitted this _____day of _____, 2005.

FROM_____
Contractor

BY_____

RESOLUTION TO THE BOARD OF PUBLIC WORKS
AREA CONNECTION FEE ADJUSTMENT – TIFFANY HEIGHTS
Resolution #: 92-2-22-05-03

WHEREAS, the Board of Public Works is responsible for the contractual establishment and collection of engineering, inspection and area connection fees for the public sanitary sewer system of the Fort Wayne City Utilities, and

WHEREAS, the City established the Strategic Coordinating Committee which is an internal review committee with representation from every City division, including Public Works and City Utilities, and

WHEREAS, the Strategic Coordinating Committee reviews applications for City support on various housing and community development projects that would enhance the City's housing stock and provide appropriate housing opportunities for identified populations, and

WHEREAS, the Board of Public Works desires to participate in the activities supported by the Strategic Coordinating Committee as it relates to the assessment and collection of sanitary sewer related fees,

WHEREAS, the Strategic Coordinating Committee recommends City support of the proposed Tiffany Heights Rental Housing development, and

WHEREAS, the Board finds that waiving a portion of the area connection fees for the Tiffany Heights Rental Housing development meets the desire and intention of the Board's support of and participation in the Strategic Coordinating Committee.

NOW THEREFORE BE IT RESOLVED, that the Board of Public Works waives $100 (one hundred dollars) of the sanitary sewer area connection fees to be collected for the Tiffany Heights Rental Housing development. Said fee waiver shall be considered as a local government funding contribution towards the Tiffany Heights Rental Housing development.

PASSED THIS 23rd **day of** February**, 2005.**

BOARD OF PUBLIC WORKS:

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk

RESOLUTION TO THE BOARD OF PUBLIC WORKS
AREA CONNECTION FEE ADJUSTMENT – STELLHORN POINTE APARTMENTS
Resolution #: 02-2-22-05-04

WHEREAS, the Board of Public Works is responsible for the contractual establishment and collection of engineering, inspection and area connection fees for the public sanitary sewer system of the Fort Wayne City Utilities, and

WHEREAS, the City established the Strategic Coordinating Committee which is an internal review committee with representation from every City division, including Public Works and City Utilities, and

WHEREAS, the Strategic Coordinating Committee reviews applications for City support on various housing and community development projects that would enhance the City's housing stock and provide appropriate housing opportunities for identified populations, and

WHEREAS, the Board of Public Works desires to participate in the activities supported by the Strategic Coordinating Committee as it relates to the assessment and collection of sanitary sewer related fees,

WHEREAS, the Strategic Coordinating Committee recommends City support of the proposed Stellhorn Pointe Apartment Housing development, and

WHEREAS, the Board finds that waiving a portion of the area connection fees for the Stellhorn Pointe Apartment Housing development meets the desire and intention of the Board's support of and participation in the Strategic Coordinating Committee.

NOW THEREFORE BE IT RESOLVED, that the Board of Public Works waives $100 (one hundred dollars) of the sanitary sewer area connection fees to be collected for the Stellhorn Pointe Apartment Housing development. Said fee waiver shall be considered as a local government funding contribution towards the Stellhorn Pointe Apartment Housing development.

PASSED THIS 23rd **day of** February**, 2005.**

BOARD OF PUBLIC WORKS:

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk

IMPROVEMENT RESOLUTION NO. 7031-05

CLARA AVENUE - KENTUCKY TO CRESCENT
WORK ORDER NO. 11870

CEDIT NEIGHBORHOOD/REVOLVING BARRETT LAW

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve: CLARA AVENUE FROM KENTUCKY TO CRESCENT BY REMOVING AND REPLACING THE EXISTING SANDSTONE CURBING, DRIVE APPROACHES AND SIDEWALKS.

All in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost for CURB, SIDEWALKS, AND DRIVE APPROACHES shall be assessed 60% on the real estate abutting on said improvements and 40% upon the City of Fort Wayne, Indiana, if the said City is benefited by said improvement and the cost for MULCH SEEDING AND RESTORATION shall be assessed 100% on said City, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5%) percent per annum as set by the Board of Public Works and shall be financed under Revolving Barrett Law as provided for in the above-entitled acts.

All proceedings and any work done on said improvements, assessment of property, collection of assessments and issuance of Bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Adopted this 23rd day of February, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Clara Ave - Crescent to Kentucky **RES. NO.: 7031-05**
DATE: 2/14/2005 **W.O. NO.: 11870**
BID DATE:

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of curb	1950	LF	4.00	7800.00
2.	Concrete Curb Type III	620	LF	15.00	9300.00
3.	Removal of Concrete	819	SY	5.00	4095.00
4.	Concrete Sidewalk (4")	46.5	SY	24.00	1116.00
5.	Concrete for Residential Drives (6")	296.5	SY	26.00	7709.00
6.	Concrete for Alley Approaches (8")	26	SY	28.00	728.00
7.	Adjust Casting to Grade	5	EA	100.00	500.00
8.	Tree Root Grinding	1	EA	150.00	150.00
9.	Adjust Water Curb Box to Grade (Undistributed)	21	EA	20.00	420.00
10.	Type "A" Signs	5	EA	50.00	250.00
11.	Topsoil	60	TON	12.00	720.00
12.	Seed & Mulch	402	SY	2.00	804.00
13.	Backfill for Behind Curbs	115	TON	3.00	345.00
14.	Bed Coarse	130	TON	12.00	1560.00
15.	Mobilization & Demobilization	1	LS	1600.00	1600.00
16.	Maintenance of Traffic	1	LS	1300.00	1300.00
17.	Concrete curbface walk (4")	450	SY	25.00	11250.00
18.					0.00
19.					0.00

SUB-TOTAL:	49647.00
E&I @16%	7943.52
TOTAL:	**57590.52**

30

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, APPROVING THE ROTHMAN ROAD BASE SANITARY SEWER FACILITIES PROJECT AND APPROPRIATING AND CONDEMNING REAL PROPERTY FOR USE BY THE CITY OF FORT WAYNE, INDIANA, AND ASSESSING BENEFITS TO PROPERTY OWNERS FOR THE CONSTRUCTION OF THE ROTHMAN BASE SEWER PROJECT

RESOLUTION NUMBER 92-3-2-05-2

WHEREAS, the Board of Public Works ("Board") of the City of Fort Wayne, Indiana ("City"), finds that the sanitary sewer system in the general area of Rothman Road between Maplecrest Road and Hazelett Road is insufficient to furnish the necessary collection and disposal of sanitary sewage to properly protect the public health and welfare and safeguard property within this area, and finds it necessary to improve the sanitary sewer system and to acquire interest in land to further such improvement;

WHEREAS, the Board has prepared maps, plans, specifications and drawings with full details and descriptions for the proposed work together with an estimate of the cost;

WHEREAS, the Board has prepared a description of all property rights necessary to be acquired in connection with the proposed work and the manner in which the rights are to be acquired along with a description of any other property that may be injuriously affected together with the estimated cost thereof;

WHEREAS, the Board has determined to proceed with the construction of approximately 3,000 lineal feet of 12-inch sanitary sewer with appurtenances and approximately 200 lineal feet of storm sewer piping with two drainage inlet structures with appurtenances to serve existing and future development along the Rothman Road corridor from Maplecrest Road eastward past Hazelett Road near the City of Fort Wayne, Indiana, known as the Rothman Road Base Sanitary Sewer Facilities Project ("Project") in order to provide a necessary and publicly beneficial sanitary sewer system for current and future residents in the area along Rothman Road east of Maplecrest Road in Allen County, Indiana ("Project Area");

WHEREAS, in order to continue the Project, it is necessary to condemn and appropriate certain right-of-way interests in real property in Allen County, Indiana, and IC 32-24-2 provides a mechanism pursuant to which the Board may proceed with such Project and appropriation;

WHEREAS, the Board has identified one (1) property owner and two (2) right-of-way interests to be acquired in furtherance of the Project;

WHEREAS, the Board has prepared a list of all property owners and their respective interests in the property sought to be taken hereby, which list is attached hereto as Exhibit A;

WHEREAS, IC 32-24-2 requires the Board to adopt this resolution and set an administrative hearing upon the resolution, publishing notice of said hearing in accordance with IC 5-3-1 and mailing a notice to each property owner. In such notices, the Board shall state that it shall hear all persons interested in the proceedings and all persons filing written remonstrance with regard to the resolution. After such time the Board shall, pursuant to IC 32-24-2, take action to confirm, modify or reject the resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

1. That the Board hereby declares the Project is necessary for the protection of the public health and welfare of the inhabitants of Allen County, Indiana and the safeguarding of property within the Project area.

2. That the Board hereby declares that the Project is of public utility and benefit.

3. That the Board hereby declares that it is necessary to condemn and appropriate the right-of-way interests in real property described on Exhibit A attached hereto in order to complete the Project and hereby appropriates such interests.

4. That the Board declares that the maximum proposed cost of the interests to be acquired is $0.00.

5. That the Board hereby adopts the plans, maps, specifications, drawings, details and descriptions previously prepared for the Project.

6. That the Board sets Wednesday, March 30, 2005 at 10:00 a.m. as the date, time and place at which the Board shall hear all persons interested in the proceedings and all person filing written remonstrance with regard to the resolution.

7. That at the hearing set herein for remonstrance, the Board shall hear all persons interested in the proceedings and hear all persons filing written remonstrance and shall then take final action to confirm, modify or reject this resolution.

8. That the Clerk of the Board shall and hereby is directed and authorized to publish notice of the hearing in accordance with IC 5-3-1 and mail notice of said hearing on remonstrance to those persons listed on Exhibit A attached hereto.

This resolution shall be in full force and effect from and after its adoption by the Board of Public Works of the City of Fort Wayne, Indiana.

APPROVED this 2nd day of March, 2005.

BOARD OF PUBLIC WORKS

BY: _____
Regina A. Kostoff, Chair

BY: _____
John Suarez, Member

BY: _____
Ryan P. Chasey, Member

ATTEST: _____
Marilyn Huth, Clerk of the Board

Prepared by Thomas T. Nitza, Jr. P.E., Water Resources.

ACKNOWLEDGEMENT

STATE OF INDIANA)
) **SS**
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Regina A. Kostoff, John Suarez, Ryan P. Chasey, as Members of the Board of Public Works of the City of Fort Wayne, and Marilyn Huth, Clerk of the Board of Works and acknowledged the execution of the foregoing Contract as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 2nd day of March 2005.

Michelle R. Hadley
Notary Public

My Commission Expires:

MICHELLE RENEE HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires 11/26/2006

Resident of Allen County

Michelle R. Hadley
Printed Name of Notary

EXHIBIT A

Parcel	Property Owner and Address	Approximate Property Size.	Deed Reference	Legal Description Permanent and Temporary Easement
1	Kruse, Stanley F. & Diana L. 6930 Rothman Road Fort Wayne, Indiana 46815. and Box 116 County Road 14 Waterloo, Indiana 46793. Property Interest: fee simple	10 acres.	Doc. #77-6994	See Exhibit A-1
2	Kruse, Stanley F. & Diana L. 6930 Rothman Road Fort Wayne, Indiana 46815. and Box 116 County Road 14 Waterloo, Indiana 46793. Property Interest: fee simple	0.7 acre.	D.R. 669, p. 185	See Exhibit A-1

EXHIBIT "A" 1"

PARCEL # 1

DESCRIPTION

Part of the Northwest Quarter of Section 15, Township 31 North, Range 13 East, Allen County, Indiana, more particularly described as follows, to wit:

Commencing at the Northwest corner of said Section 15; thence South 89 degrees 10 minutes 35 seconds East (bearings in this description are based on an adjoining survey bearing of North 90 degrees 00 minutes 00 seconds East for the North line of the Northeast Quarter of said Section 15), on and along the North line of the Northwest Quarter of said Section 15, being within the right-of-way of Rothman Road, a distance of 2416.40 feet to the true point of beginning; thence South 89 degrees 10 minutes 35 seconds East, continuing on and along said North line and within said right-of-way, a distance of 125.00 feet to the northeast corner of the base tract described in Deed Record 669, page 185 in the Office of the Recorder of Allen County, Indiana ; thence South 00 degrees 31 minutes 14 seconds East, on and along the east line of said base tract, a distance of 40.01 feet; thence North 89 degrees 10 minutes 35 seconds West, and parallel with the North line of the Northwest Quarter of said Section 15, a distance of 125.00 feet to a point on the west line of the base tract; thence North 00 degrees 31 minutes 14 seconds West, on and along said west line, a distance of 40.01 feet to the true point of beginning, containing 0.115 acres of land, subject to legal right-of-way for Rothman Road and subject to all easements of record.

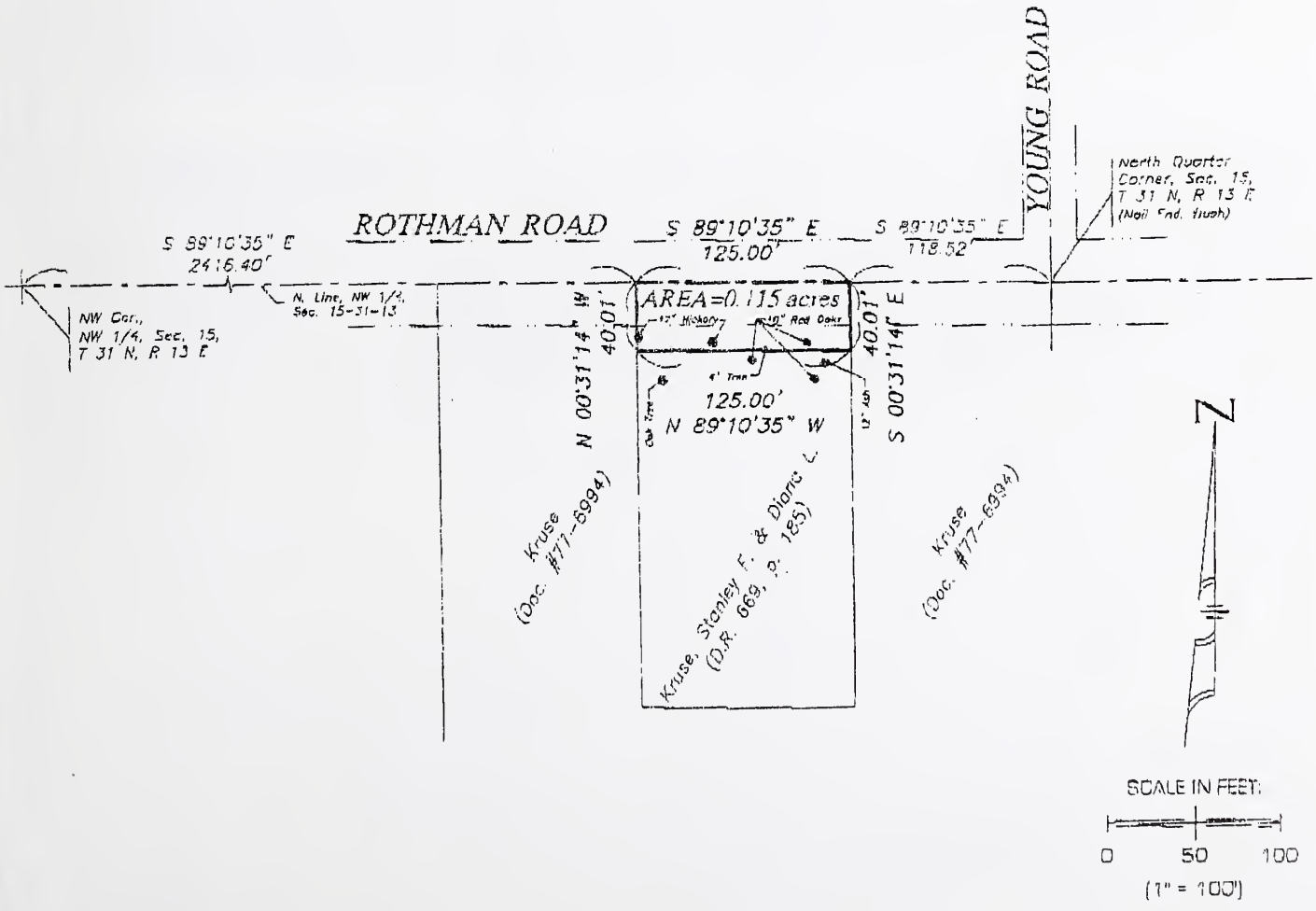


EXHIBIT "A" 1"

PARCEL #2

DESCRIPTION

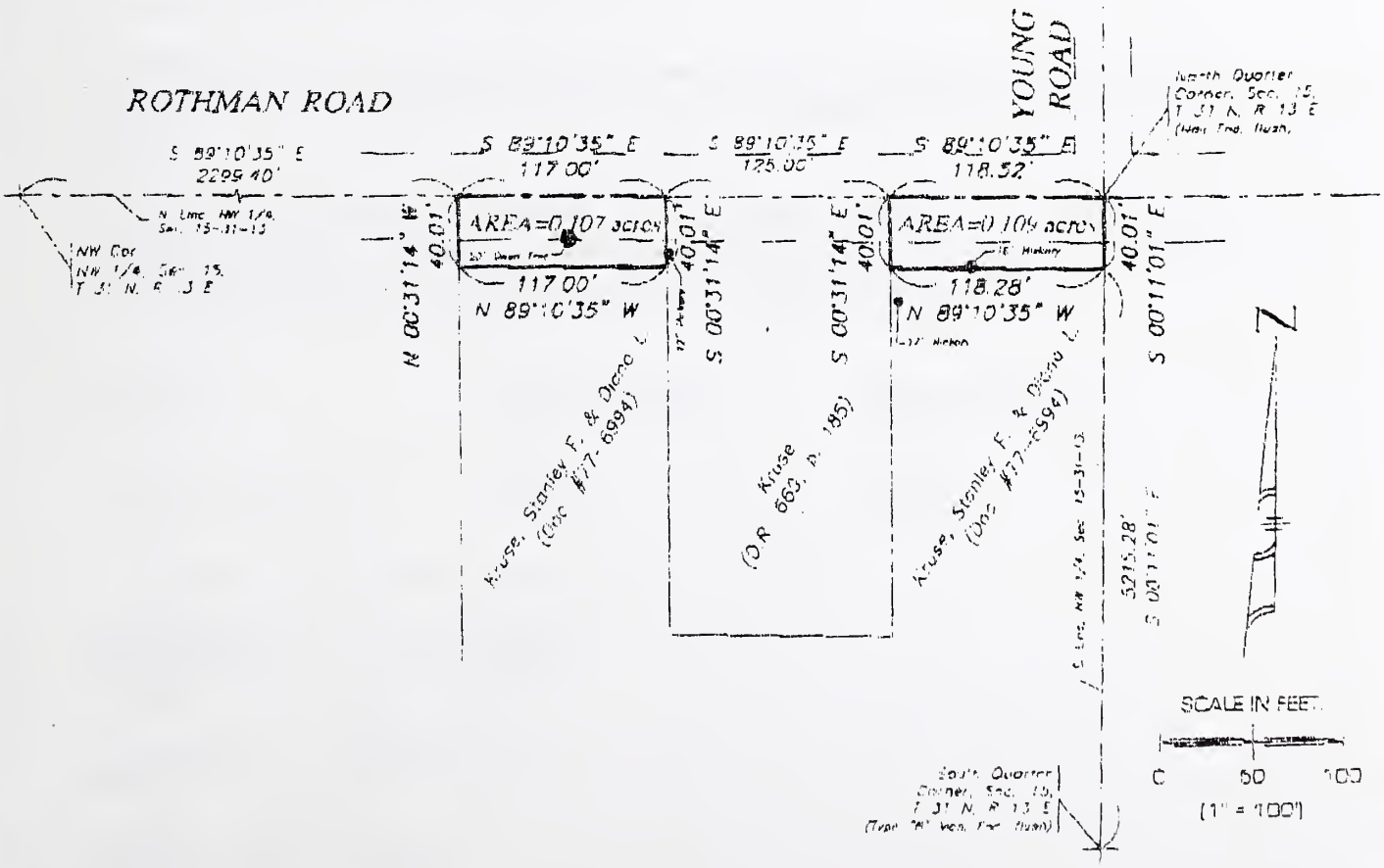
Part of the Northwest Quarter of Section 15, Township 31 North, Range 13 East, Allen County, Indiana, more particularly described as follows, to wit:

Commencing at the Northwest corner of said Section 15; thence South 89 degrees 10 minutes 35 seconds East (bearings in this description are based on an adjoining survey bearing of North 90 degrees 00 minutes 00 seconds East for the North line of the Northeast Quarter of said Section 15), on and along the North line of the Northwest Quarter of said Section 15, being within the right-of-way of Rothman Road, a distance of 2541.40 feet to the true point of beginning; thence South 89 degrees 10 minutes 35 seconds East, continuing on and along said North line and within said right-of-way, a distance of 118.52 feet to a survey nail at the North Quarter corner of said Section 15; thence South 00 degrees 11 minutes 01 seconds East, on and along the East line of the Northwest Quarter of said Section 15, a distance of 40.01 feet; thence North 89 degrees 10 minutes 35 seconds West, and parallel with the North line of the Northwest Quarter of said Section 15, a distance of 118.28 feet to a point on a west line of the base tract described in Document Number 77-6994 in the Office of the Recorder of Allen County, Indiana; thence North 00 degrees 31 minutes 14 seconds West, on and along said west line, a distance of 40.01 feet to the true point of beginning, containing 0.109 acres of land, subject to legal right-of-way for Rothman Road and subject to all easements of record.

TOGETHER WITH

Part of the Northwest Quarter of Section 15, Township 31 North, Range 13 East, Allen County, Indiana, more particularly described as follows, to wit:

Commencing at the Northwest corner of said Section 15; thence South 89 degrees 10 minutes 35 seconds East (bearings in this description are based on an adjoining survey bearing of North 90 degrees 00 minutes 00 seconds East for the North line of the Northeast Quarter of said Section 15), on and along the North line of the Northwest Quarter of said Section 15, being within the right-of-way of Rothman Road, a distance of 2299.40 feet to the true point of beginning; thence South 89 degrees 10 minutes 35 seconds East, continuing on and along said North line and within said right-of-way, a distance of 117.00 feet to a point; thence South 00 degrees 31 minutes 14 seconds East, a distance of 40.01 feet; thence North 89 degrees 10 minutes 35 seconds West, and parallel with the North line of the Northwest Quarter of said Section 15, a distance of 117.00 feet to a point on the west line of the base tract described in Document Number 77-6994 in the Office of the Recorder of Allen County; thence North 00 degrees 31 minutes 14 seconds West, on and along said west line, a distance of 40.01 feet to the true point of beginning, containing 0.107 acres of land, subject to legal right-of-way for Rothman Road and subject to all easements of record.



BOARD OF PUBLIC WORKS RESOLUTION 92-3-2-05-1
CPI INCREASE FOR CITY RESIDENTIAL SOLID WASTE CONTRACTS

WHEREAS, the contracts for the collection of refuse and curbside recyclables call for an annual price modifier based upon the change in the Consumer Price Index (CPI) for urban wage earners over the previous twelve month period; and

WHEREAS, the contracts specifically state, "The unit rates for collection and disposal will be adjusted by a multiplier equal to eighty percent (80%) of the change in the CPI, otherwise known as the Revised Consumer Price Index for urban wage earners (Cincinnati-Hamilton, Ohio, Kentucky, Indiana 1982 – 1984) over the previous twelve (12) months"; and

WHEREAS, the CPI increase for the Cincinnati-Hamilton, OH-KY-IN area for 2004 was 1.6% and eighty percent (.80) of 1.6% equals 1.28% (0.0128); and

WHEREAS, the 2004 cost of collection and disposal of refuse by National Serv-all was $61.63 per ton, and the 2004 cost of collection and recycling of curbside recyclables by National Serv-all was $113.10 per ton; and

WHEREAS, the computations for the increases in the 2005 tonnage rates are as follows: Refuse @ $61.63 per ton x 0.0128 = $0.79, and Recycling @ $113.10 per ton x 0.0128 = $1.45;

THEREFORE, LET IT BE RESOLVED that effective January 1, 2005, the following increases take place: refuse will be collected and disposed of at a rate of $62.42 per ton and recyclables will be collected and recycled at a rate of $114.55 per ton.

Material	2004 cost per ton	2005 cost per ton
Refuse	$61.63	$62.42
Curbside Recyclables	$113.10	$114.55

Adopted this 2nd day of March, 2005.

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

POINT REPAIRS 2004
RESOLUTION NO. 1718-2004

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The CONTRACTOR shall furnish all labor, materials, supplies, and equipment required to perform point repairs of damaged sewer pipe in sporadic areas of the city by means of open cut excavation as indicated in the project documents and drawings.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Point Repairs 2004**.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $113,000.00.

APPROVED THIS 2nd DAY OF March, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

IMPROVEMENT RESOLUTION NO. 7033-05

CHAPEL OAKS CONCRETE STREET REPAIR 2005
WORK ORDER NO. 11881

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:
GREENTREE CT. FROM BUCHANAN ST. TO OAKLAWN CT. AND OAKLAWN CT. FROM GREENTREE CT. EAST 870 FEET BY RECONSTRUCTING THE CONCRETE STREET PAVEMENT AND CONCRETE DRIVE APPOACHES AS NEEDED.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 9th day of March, 2005

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Chapel Oaks Concrete Pavement Reconstruction
Greenlawn Ct./Oaklawn Ct.
DATE:2/22/2005

RES. NO.: 7033-05

W.O. NO.: 11881

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	REMOVAL of PAVEMENT	6055	SY	7.00	42385.00
2.	REMOVAL of CONCRETE	200	SY	4.00	800.00
3.	ASPHALT PATCHING (UNDISTRIBUTED QUANTITY)	100	LF	5.00	500.00
4.	CEMENT CONCRETE PAVEMENT PLAIN , 6 INCH	5875	SY	24.00	141000.00
5.	CEMENT CONCRETE PAVEMENT for COMMERCIAL DRIVEWAY (8 INCH)	180	SY	30.00	5400.00
6.	CONCRETE SIDEWALK (4 INCH) (UNDISTRIBUTED QUANTITY)	50	SY	30.00	1500.00
7.	CONCRETE WINGWALK AND RAMPS (6INCH)	150	SY	40.00	6000.00
8.	TOP SOIL	150	TON	10.00	1500.00
9.	MULCHED SEEDING	850	SY	1.00	850.00
10.	BACKFILL BEHIND CURB (PAVEMENT)	300	TON	11.00	3300.00
11.	CASTING TYPE " C" FURNISHED and ADJUSTED to GRADE	6	EA	420.00	2520.00
12.	TYPE " O " COMPACTED AGGREGATE for BASE No. 8	1400	TON	14.00	19600.00
13.	UNDERDRAIN , 6 INCH perforated plastic, TYPE INCLUDING # 8 STONE BACKFILL	3900	LF	7.00	27300.00
14.	STANDARD BARRICADE TYPE III	16	EA	75.00	1200.00
15.	STANDARD BARRICADE TYPE III WITH SIGN'S & LIGHTS	4	EA	100.00	400.00
16.	CONSTRUCTION SIGNS, TYPE " A " WITH LIGHTS	4	EA	65.00	260.00
17.	MAINTENANCE of TRAFFIC	1	LS	10000.00	10000.00
18.	MOBILIZATION and DEMOBILIZATION	1	LS	5000.00	5000.00

SUB-TOTAL:	269515.00
E&I @16%	43122.40
TOTAL:	**$312,637.40**

Revised: 02-13-04

STREET LIGHT RESOLUTION

NUMBER 295-05

PINE VALLEY ADDITION PHASE 3

STREET LIGHT IMPROVEMENT

The Board of Public Works of the City of Fort Wayne, Indiana, hereby deems it necessary to install an underground street light system in Pine Valley Addition, in accordance with the plans and specifications on file in the office of the Board of Works of the city of Fort Wayne, Indiana, and such lighting is now ordered. This improvement is ordered pursuant to the applicable Indiana Statutes.

This project is funded 100% by 2005 CEDIT and 2nd District CEDIT Funds. All proceedings and any work done in the said lighting assessment of property and collections of assessments shall be as provided for in said above entitled acts and all amendments thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

Regina A. Kostoff – Chair

John Suarez – Member

Ryan P. Chasey – Member

ATTEST:

Marilyn Huth – Clerk

Dated this 16th day of March, 2005

STREET LIGHT ENGINEERING

MEMORANDUM

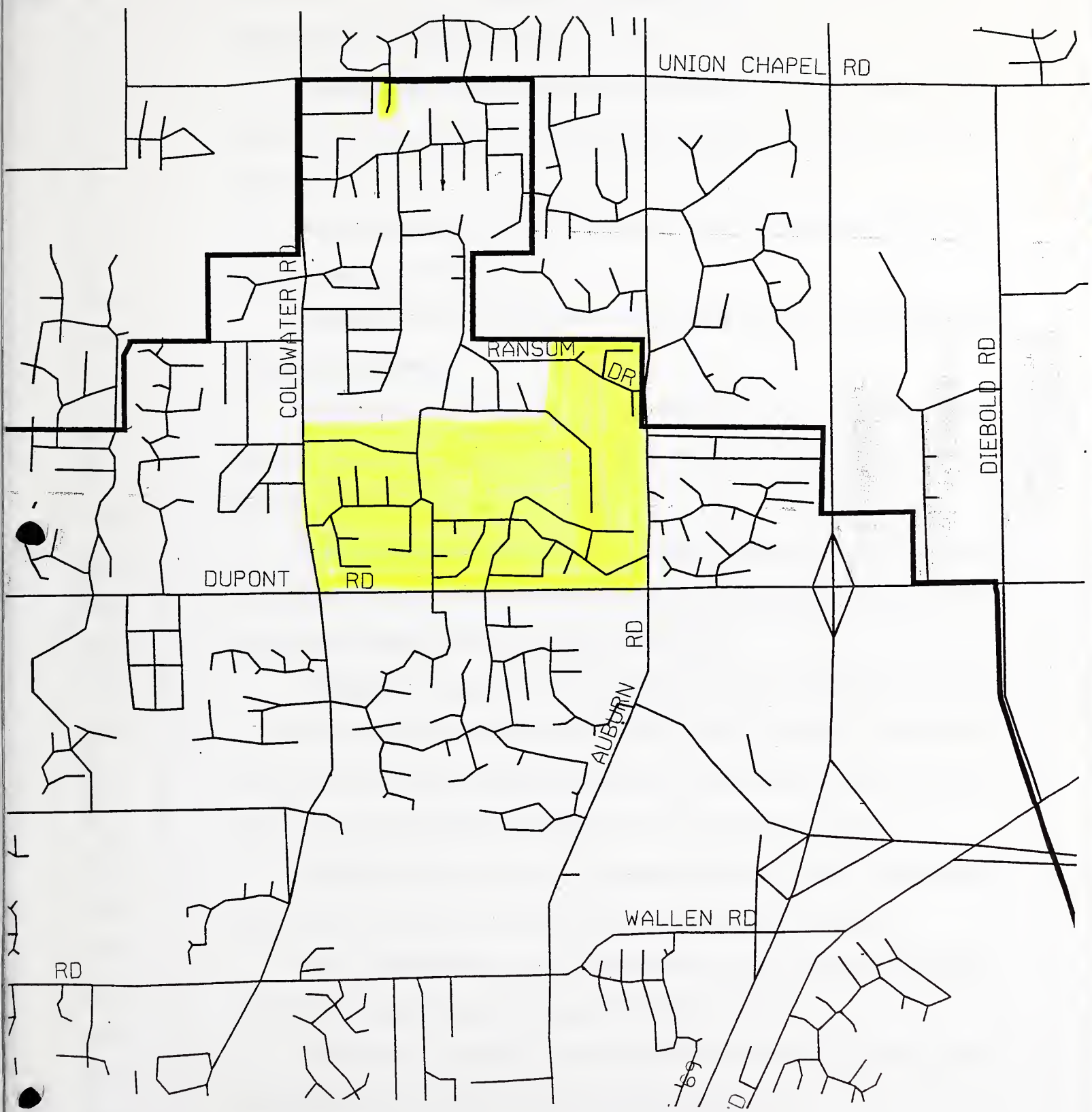
DATE: March 8, 2005

TO: BOARD OF PUBLIC WORKS

FROM: Al Lichtsinn, Street Light Engineering

SUBJECT: Pine Valley Addition Phase 3 Resolution Number 295-05

This project involves putting lights at intersections per annexation commitment and lights in cul-de-sacs per association request. The cul-de-sacs are being funded by Councilperson through CEDIT 2nd District Funds. Funding for the intersections is through 2005 CEDIT Funds. Standard ornamental street lights are being installed.


UNION CHAPEL RD
COLDWATER RD
RANSOM
DR
DIEBOLD RD
DUPONT
RD
AUBURN
RD
WALLEN RD
RD

RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA

RESOLUTION NO. 92-3-30-1

WHEREAS, the City of Fort Wayne needs to lease trucks and various other capital equipment for use by the City of Fort Wayne Street Department for continued effective operations; and

WHEREAS, the Board of Public Works has, in the past, generally coordinated such leasing and has let bids therefore; and

WHEREAS, various bids have been let for the acquisition of the trucks and various other capital equipment;

WHEREAS, sufficient revenues are available from the City's Motor Vehicle Highway Fund to make lease rental payments on a timely basis as required for the leasing of said trucks and various other capital equipment; and

WHEREAS, notices will be published requesting proposals from lessors to acquire the trucks and various other capital equipment and to lease the same to the City, pursuant to the terms and conditions contained in the form of lease; and

WHEREAS, the proposed lease provides for fair and reasonable rental and other equitable terms and conditions and, further, that the execution of said lease will permit the use and acquisition of said trucks and various other capital equipment within the present financial capabilities of the City and therefore same is in the public interest; and

WHEREAS, the Common Council designates the Board of Public Works as leasing agent for the City of Fort Wayne, Indiana, for the transactions herein contemplated.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, THAT:

SECTION 1. The Board of Public Works will receive bids from potential lessors for the lease of certain trucks and various other capital equipment on

APRIL 20, 2005.

SECTION 2. The Board of Public Works, after reviewing all of the bids submitted to it pursuant to the Notice to Bidders and the Request for Proposal, will designate the lessor of those trucks and various other capital equipment listed on the bids received from potential lessors for the lease of certain trucks and various other capital equipment listed on the attached Exhibit "A" on **APRIL 27, 2005**. The exact lessor purchase cost for the trucks and various other capital equipment contained on the attached Exhibit "A" shall be determined in accordance with bidding procedures of the City of Fort Wayne, if not so previously determined.

DATED: March 30, 2005

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

Exhibit A

NOTICE TO BID
TRUCK AND EQUIPMENT LEASE FINANCING
04/01/05

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that sealed bids **and proposals** (as described below) will be received by the **Board of Public Works at its office in Room 420, City-County Building until 8:30 a.m. on WEDNESDAY 4/20/05** and in the Omni Room, Room 250, City-County Building until **9:00 a.m.** Eastern Standard Time, on **WEDNESDAY 4/20/05** for the following:

Truck and Equipment Lease Financing
5-year Lease(s)
with option to purchase
for various Trucks and other capital equipment
for use by the City of Fort Wayne Street Department

The bid should be prepared for a "Non-qualified" entity under the Small Issuer Exemption tax code provisions. No bid may be withdrawn without the written consent of the Board of Public Works for a period of five (5) days after the bid opening, within which time the Board will act to choose the successful bidder. All bids shall be accompanied by a bid bond or certified check (out of state bidders must use a certified check or an Indiana surety), in the amount of FIVE percent (5%) of the bid, which check or bid shall be made payable to the City of Fort Wayne, Indiana. Should a successful bidder withdraw his or her bid, the Board may declare the bid deposit as having been forfeited and collect said amount as liquidated damages.

Each bidder must include, in a clear and concise format, the following items in their bid:

1) The cash purchase price without regard to the lease agreement for all of the trucks and other capital equipment listed below.
2) The total lease rental price based on a 5-year lease period with funds to be available on or before May 1, 2005 and lease payments commencing no sooner than October 15, 2005. Bids should be submitted with semi-annual payment schedules assuming payments made in advance.
3) The total amount of interest and the lease-financing factor ("interest rate") used to determine the amount of the payments must be clearly indicated.
4) Payment amortization schedules based on the above information must be submitted with the bids. The amount of interest charges, if any, accruing for the period from May 1, 2005 through October 15, 2005 must also be included and clearly segregated from the payment amortization schedule.
5) A provision in the lease providing for an option to purchase the trucks and capital equipment items.
6) A schedule of the option purchase price and at each time when an option may be executed.
7) A schedule of the amount of the lease rental payment which shall be credited to the lease purchase option.
8) A provision in the lease stating that it is subject to annual appropriation.
9) Evidence of financial responsibility.

The trucks and other capital equipment with their estimated unit costs are detailed below.

ITEM	APPROX UNIT COST	APPROX QUANTITY	NOT TO EXCEED TOTAL COST	VENDOR(s)
Single Axle Trucks	$ 115,000	3	$ 345,000	to be determined
Tandems	$ 125,000	2	$ 250,000	to be determined
2 Ton Trucks	$ 60,000	2	$ 120,000	to be determined
Street Sweeper	$ 115,000	1	$ 115,000	to be determined
Tractor	$ 30,000	1	$ 30,000	
Salt Shed	$ 125,000	1	$ 125,000	
Contingency			$ 15,000	
TOTAL			**$ 1,000,000**	

Exhibit A

All necessary approvals of the City's Common Council for the acquisition of the above-listed items are forthcoming.

The date for the anticipated cash requirements for this leasing arrangement is on or before **May 1, 2005.**

The Board of Public Works reserves the right to reject any and all bids for failure to comply with applicable laws and or with the instructions to Bidders. The Board of Public Works also reserves the right to waive any defect in any bid.

Board of Public Works

Regina A. Kostoff, Chair
John Suarez, Member
Ryan P. Chasey, Member

ATTEST: Marilyn Huth, Clerk

Publish 4/1 & 4/8/05 in both Fort Wayne Newspapers and 4/6/05 in Frost Illustrated

STREET LIGHT RESOLUTION

NUMBER 298-05

COUNTRYSIDE EST., WEDGEWOOD, & TANBARK TRAILS ADDITIONS

STREET LIGHT IMPROVEMENT

The Board of Public Works of the City of Fort Wayne, Indiana, hereby deems it necessary to install additional street lights in COUNTRYSIDE ESTATES, WEDGEWOOD, and TANBARK TRAILS ADDITIONS; all in accordance with the plans and specifications on file in the office of the Board of Works of the city of Fort Wayne, Indiana, and such lighting is now ordered. This improvement is ordered pursuant to the applicable Indiana Statutes.

This project is funded 100% by 2005 1st and 2nd Council District CEDIT Funds. All proceedings and any work done in the said lighting assessment of property and collections of assessments shall be as provided for in said above entitled acts and all amendments thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

Regina A. Kostoff – Chair

John Suarez – Member

Ryan P. Chasey – Member

ATTEST:

Marilyn Huth – Clerk

Dated this 30th day of March, 2005

24

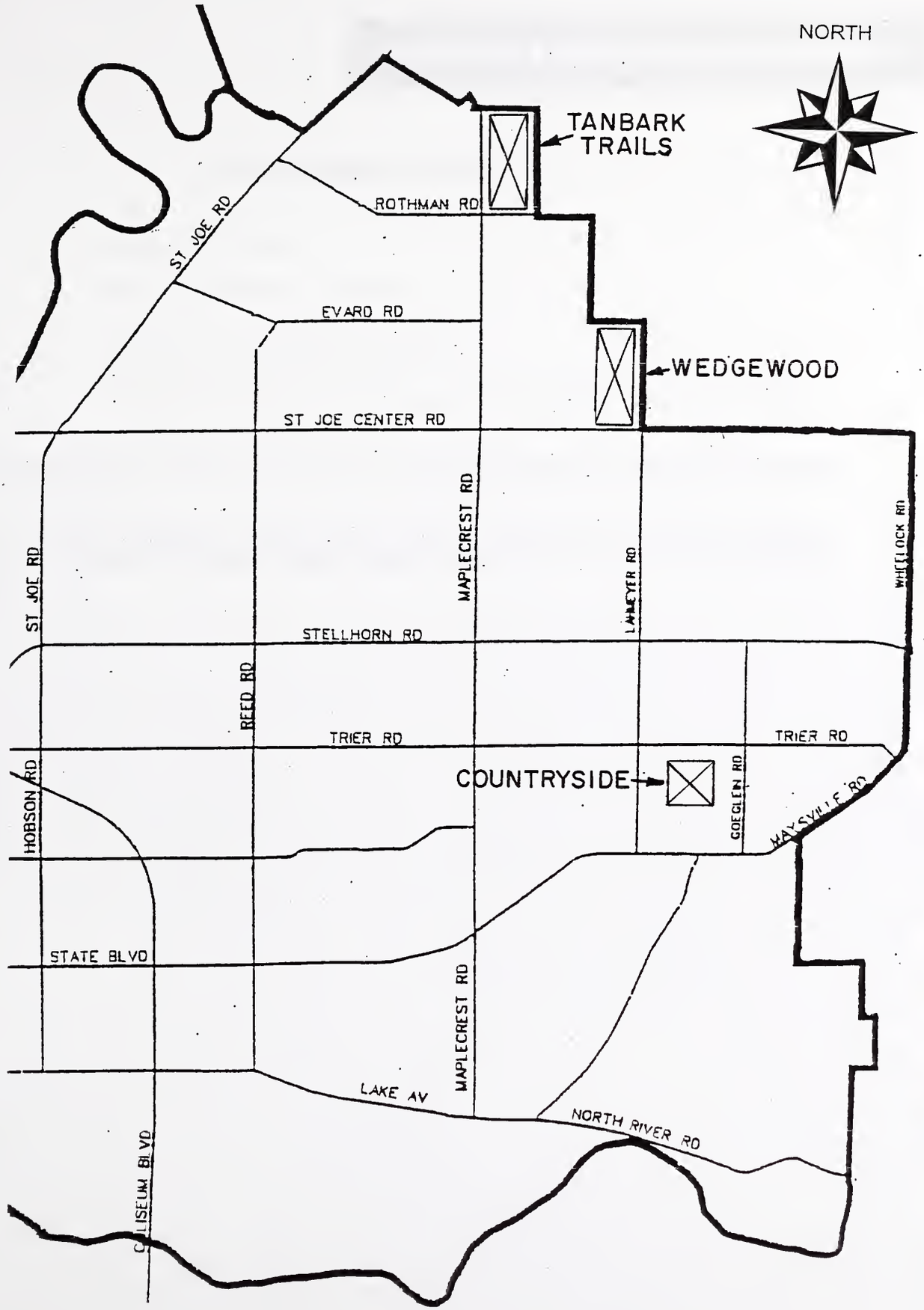
25

26

27

19

28


NORTH
TANBARK TRAILS
ROTHMAN RD
ST JOE RD
EVARD RD
WEDGEWOOD
ST JOE CENTER RD
ST JOE RD
MAPLECREST RD
LAMEYER RD
WHEELOCK RD
STELLHORN RD
REED RD
TRIER RD
TRIER RD
COUNTRYSIDE
HOBSON RD
GOEGLEIN RD
HAYSVILLE RD
STATE BLVD
MAPLECREST RD
LAKE AV
NORTH RIVER RD
COLISEUM BLVD

25

26

27

19

28

STREET LIGHT ENGINEERING

MEMORANDUM

DATE: MARCH 21, 2005

TO: BOARD OF PUBLIC WORKS

FROM: Al Lichtsinn, Street Light Engineering

SUBJECT: Countryside; Wedgewood; & Tanbark Trails Additions Res. No. 298-05

This project involves adding standard ornamental street lights in these additions at vcarious locations per request from each addition. The street lights are being funded 100% by 1st and 2nd Council District CEDIT Funds.

25

26

27

19

28

STREET LIGHT RESOLUTION

NUMBER 297-05

2005 C.E.D.I.T. NEIGHBORHOOD

STREET LIGHT IMPROVEMENT

The Board of Public Works of the City of Fort Wayne, Indiana, hereby deems it necessary to install a street light system in MAPLEWOOD GARDENS (on Birchdale Dr., Birchdale Ct., Glenview Dr., and Glenview Ct.); MAPLEWOOD PARKS (on Woodcrest Dr., Lawnwood Dr., Kenfield Dr., and Brooklawn Dr.); 7300 to 7700 VALLEY MEADOWS DRIVE; 5000 to 5300 ANN HACKLEY ROAD; 6900 to 7000 46th DRIVE; 1100 RIVERMET AVENUE; and FAIRFIELD TERRACE SEC. B (on 100 to 400 West Cox Dr., 100 to 400 Burns Blvd., 5800 to 5900 Fairfield Ave.); all in accordance with the plans and specifications on file in the office of the Board of Works of the city of Fort Wayne, Indiana, and such lighting is now ordered. This improvement is ordered pursuant to the applicable Indiana Statutes.

This project is funded 100% by 2005 1st, 2nd, 4th, & 5th Council District CEDIT Funds. All proceedings and any work done in the said lighting assessment of property and collections of assessments shall be as provided for in said above entitled acts and all amendments thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

Regina A. Kostoff – Chair

John Suarez – Member

Ryan P. Chasey – Member

ATTEST:

Marilyn Huth – Clerk

Dated this 30th day of March, 2005

25

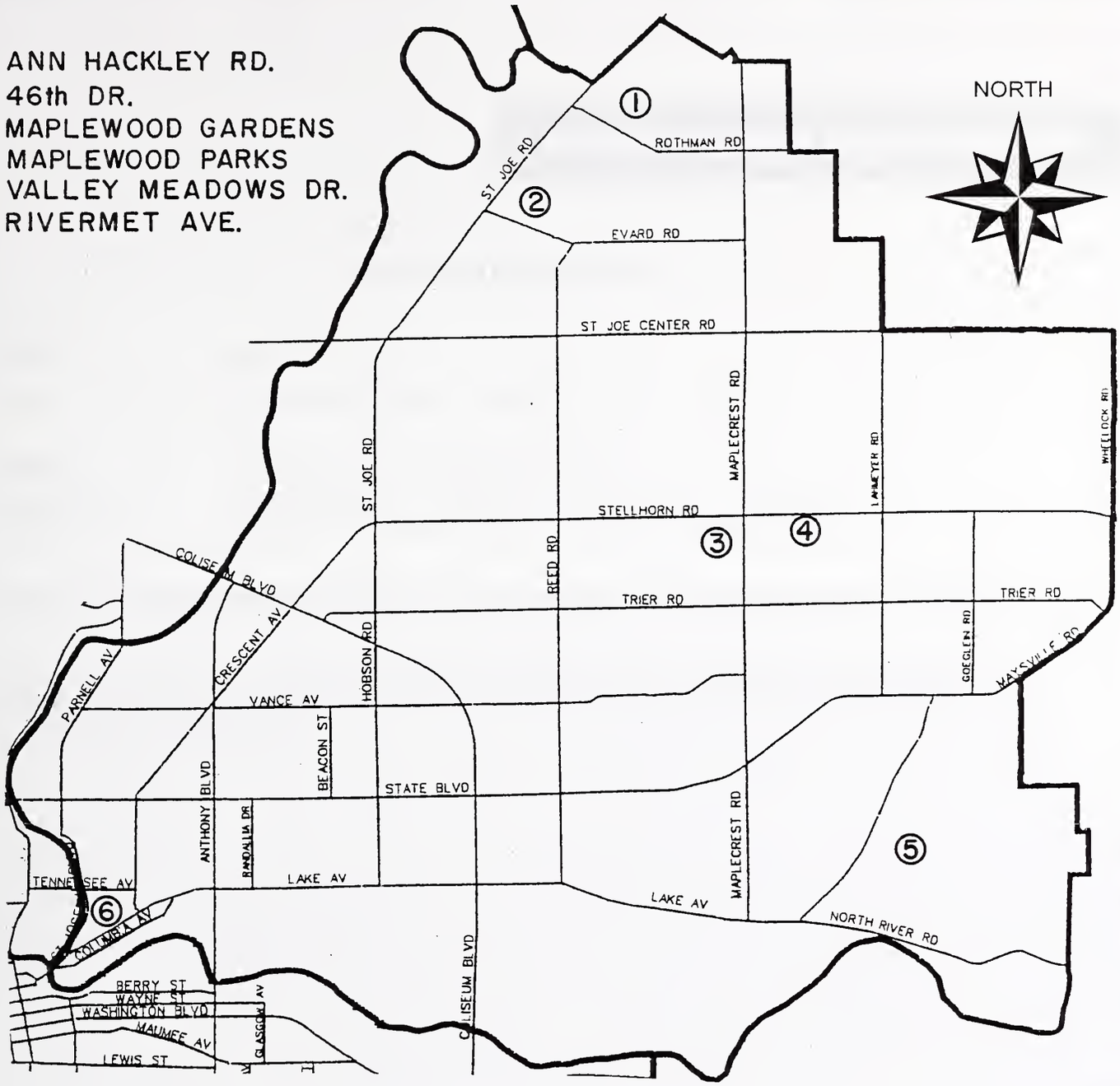
26

27

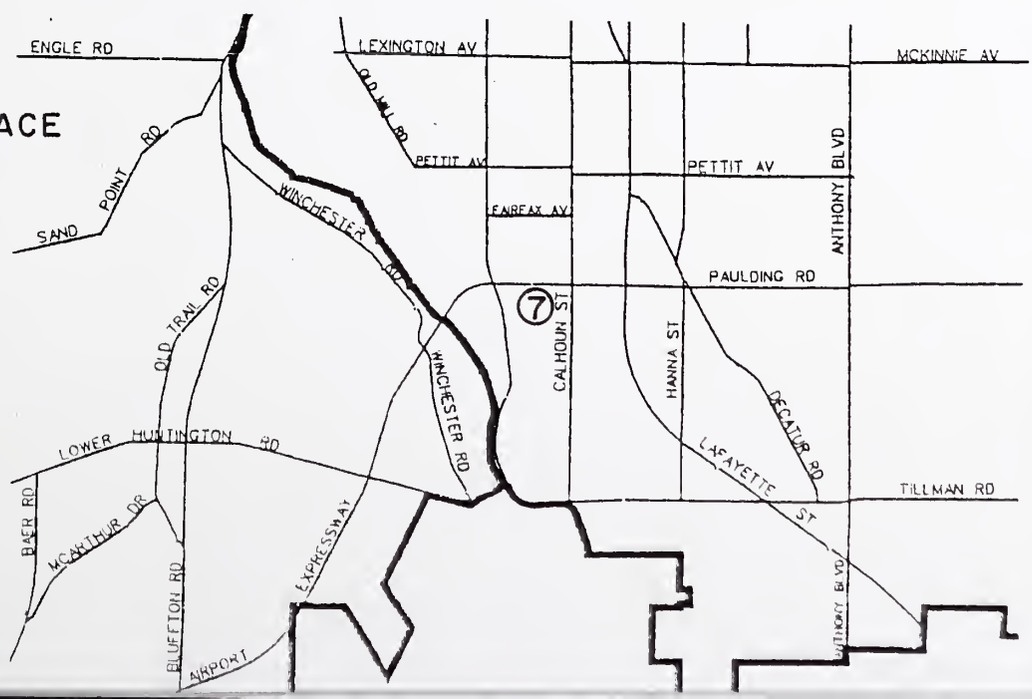
19

28

1 ANN HACKLEY RD.
2 46th DR.
3 MAPLEWOOD GARDENS
4 MAPLEWOOD PARKS
5 VALLEY MEADOWS DR.
6 RIVERMET AVE.



7 FAIRFIELD TERRACE
SEC. B



26
27
19
28

STREET LIGHT ENGINEERING

MEMORANDUM

DATE: MARCH 21, 2005

TO: BOARD OF PUBLIC WORKS

FROM: Al Lichtsinn, Street Light Engineering

SUBJECT: 2005 CEDIT Neighborhoods Resolution Number 297-05

This project involves removing and adding standard street lights at various addresses per petition request from seven (7) neighborhoods. The street lights are being funded 100% by 1st, 2nd, 4th, & 5th Council District CEDIT Funds.

26

27

19

28

IMPROVEMENT RESOLUTION NO. 7036-05

MISCELLANEOUS CONSTRUCTION PACKAGE 1A-05
WORK ORDER NO. 11859

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: LITCHFIELD ROAD BETWEEN ARBOR VIEW CT. AND VALLEY FORGE PL., ARLINGTON PARKWAY NORTH OFF OF ST. JOE CENTER ROAD, RAIL FENCE ROAD BETWEEN N. ARLINGTON PARKWAY AND LEEVILLE PL., FAWNCREST PL. BETWEEN CUL-DE-SAC AND ARLINGTON PARK, ALBANY CT AND FRONTIER AVE. INTERSECTION, MAPLE TERRACE PARKWAY AND ELMBROOK DR. INTERSECTION, AND 6635 BELLFIELD DR. WITH CONCRETE PAVEMENT SPOT REPAIR.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 30th day of March, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

26

27

19

28

ESTIMATE OF QUANTITIES

PROJECT: Miscellaneous Construction 1A - 05 RES. NO.: 7036-05

DATE: 3/28/05

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal ofPavement	6900	SY	6.00	41400.00
2.	Removal of Concrete	190	SY	5.00	950.00
3.	Cement Concrete pavement,Plain 6" Incl."type I-A curb"	6900	SY	26.00	179400.00
4	Concrete Sidewalk (4")	90	SY	22.00	1980.00
5.	Concrete Wingwalk And Curb Ramps	100	SY	40.00	4000.00
6.	Compacted aggregate for base "O" - #53	1000	TON	12.00	12000.00
7.	Backfill For Behind Curbs	325	TON	12.00	3900.00
8.	Top Soil	200	TON	15.00	3000.00
9.	Mulched Seeding	1875	SY	2.00	3750.00
10.	New Casting Type C Adjusted To Grade	2	EA	400.00	800.00
11.	Adjust Casting To Grade	12	EA	150.00	1800.00
12.	Water Valves Adjusted To Grade	1	EA	40.00	40.00
13.	Construction Signs Type "A"	14	EA	70.00	980.00
14.	Standard Barricade, Type III	18	EA	100.00	1800.00
15.	Mobilization and Demobilization	1	LS	10000.00	10000.00
16.	Maintenance of Traffic	1	LS	8000.00	8000.00

SUB-TOTAL:	273800.00
E&I @16%	43808.00
TOTAL:	**$317,608.00**

27
19
28

Revised: 02-13-04

IMPROVEMENT RESOLUTION NO. 7034-05

KERN VALLEY MEADOWS / WALDEN NEIGH. STREET IMPROVEMENTS
WORK ORDER NO. 11864

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: 7400-7500 VALLEY MEADOWS DRIVE, 6007-6027 HALLOWELL PLACE, AND 5725-5995 THOREAU AVENUE BY RECONSTRUCTING CONCRETE PAVEMENT AND REHABILITATING STORM SEWER IN THESE AREAS.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 30th day of March, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

27
19
28

ESTIMATE OF QUANTITIES

PROJECT: Kern Valley /Walden Neighborhood Street Improvements
DATE: 3/28/05

RES. NO.: 7034-05

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal ofPavement	2760	SY	6.00	16560.00
2.	Removal of Concrete	114	SY	5.00	570.00
3.	Cement Concrete pavement,Plain 6" Incl."type I-A curb"	2760	SY	25.00	69000.00
4.	Concrete Sidewalk (4")	20	SY	22.00	440.00
5.	Concrete Wingwalk And Curb Ramps	80	SY	40.00	3200.00
6.	Concrete Pavement For Residential Drives (6")	14	SY	25.00	350.00
7.	Compacted aggregate for base "O" - #53	350	TON	14.00	4900.00
8.	Backfill For Behind Curbs	130	TON	10.00	1300.00
9.	Top Soil	70	TON	15.00	1050.00
10.	Mulched Seeding	684	SY	2.00	1368.00
11.	Underdrain, 6" Perforated Plastic, Group K Pipe (Incl. #8 Aggregate Backfill)	100	LF	8.00	800.00
12.	Water Valves Adjusted To Grade	3	EA	40.00	120.00
13.	Construction Signs Type "A"	8	EA	50.00	400.00
14.	Standard Barricade, Type III with Lights & Signs	6	EA	100.00	600.00
15.	Standard Barricade, Type III	4	EA	70.00	280.00
16.	12" inch Diameter Ductile Iron Pipe	472	LF	65.00	30680.00
17.	15" inch Diameter Ductile Iron Pipe	35	LF	75.00	2625.00
18.	New Inlet Type " I - C "	4	EA	800.00	3200.00
19.	30" Concrete Inlet with Open Grate	1	EA	800.00	800.00
20.	Inlet in Place Remove and Replace with New Inlet Type " I - C "	1	EA	1000.00	1000.00
21.	Inlet in Place Remove and Replace with New 48" Manhole Type " I - C "	2	EA	1400.00	2800.00
22.	Inlets in Place Abandon Structure And Remove Old CMP Pipe / Bulkheads Existing 12" CMP Pipe	1	LS	2195.00	2195.00
23.	Locate Existing Sanitary Sewer Taps	5	EA	400.00	2000.00
24.	Place Concrete Cradles on Existing Sanitary Sewer and New Storm Lines	9	EA	300.00	2700.00
25.	Mobilization and Demobilization	1	LS	7446.90	7446.90
29.	Maintenance of Traffic	1	LS	5593.00	5593.00

SUB-TOTAL:	161977.90
E&I @16%	25916.46
TOTAL:	**$187,894.36**

18
19
28

Revised: 02-13-04

GLENWOOD PARK PHASE 1A (INWOOD DRIVE)–
WATER MAIN REPLACEMENT
RESOLUTION NO. 1504-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The construction of approximately 120 LF of 6-inch and 3,010 LF of 8-inch water main, seven (7) fire hydrants, six (6) valves, 52 services, and all other appurtenances and work as necessary for the water main replacement project. Specifications allow for HDPE or ductile iron pipe material. The installation method may be by horizontal directional drilling or open trenching.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "GLENWOOD PARK PHASE 1A – WATER MAIN REPLACEMENT"

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Bond).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will not be acquiring any property with this project.

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $290,000.

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 30th DAY OF March, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

18
19
28

PORTAGE-FREEMAN PIPE BURST
RESOLUTION NO. 1728-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Rehabilitation of approximately 1535 LF of 12" sanitary sewer running northeast on Portage Blvd. and south on Freeman St., by means of a pipe bursting system

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Portage-Freeman Pipe Burst

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $255,000.

APPROVED THIS 6th DAY OF April, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

18
19

LIMA ROAD: EDGEWOOD TO FERNHILL – WATER MAIN REPLACEMENT RESOLUTION NO. 1114-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The construction of approximately 55 LF of 6-inch, 75 LF of 8-inch, and 2,530 LF of 12-inch water main, 75 LF of 16-inch steel casing with 6-inch carrier pipe, 55 LF of 20-inch steel casing with 12-inch carrier pipe, six fire hydrants, eight valves, 28 services, and all other appurtenances and work as necessary for the project. Specifications allow for DI or HDPE pipe material. The installation method may be open trenching or horizontal directional drilling.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "LIMA ROAD: EDGEWOOD TO FERNHILL – WATER MAIN REPLACEMENT"

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Bond).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire the property rights described in Attachment "A" (Property Acquisition Summary Sheet).

States there is a cost of $63,060 for the purchase of easements associated with this project.

Declares the engineer's estimate of the project's total cost is $485,000.

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 6th DAY OF April, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan R Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

19

Attachment "A"

Property Acquisition Sheet

Lima: Edgewood to Fernhill - Water Main Replacement

PARCEL NO.	OWNER	PROPERTY ADDRESS	SHEET NUMBERS (Plans)	SOURCE OF TITLE DEED RECORD NUMBER	PERMANENT WATER EASEMENT (SQ. FT.)	TEMPORARY CONSTRUCTION EASEMENT (SQ. FT.)	REMARKS	EASEMENT DOCUMENT NUMBER
1	Dwight Simpson & Laura K. Simpson	3415 Lima Rd	4	202035848	597	0		203105907
2	Gary L. Adam & Sandra L. Adam	144 Chambeau	4 -5	91-021166	2,079	0		203099573
3	Shambaugh Family Limited Partnership Mark P. Shambaugh	137 Chambeau	5	990094357	2,146	0		203033784
4	Morrill Motors, Inc	3685 Lima Rd	6	74-13294	5,939	0		203105908
5	Donald H. Elbrecht & Margaret E. Elbrecht	3753 Lima Rd	6	200041321	2,265	0		203105910
6	Northrop Holdings, LLC	3801 Lima Rd	6-7	200041325	1,655	0		203105912
7	Jerome W. Cler & Barbara J. Cler	3807 Lima Rd	7	86-038266	1,873	0		203029222

AERATION BLOWER SURGE VALVES
RESOLUTION NO. 1750-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the Construction of surge relieve valves at the Water Pollution Control Plant

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "**AERATION BLOWER SURGE VALVES**" (project).

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $20,000.

APPROVED THIS 6th DAY OF April, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

11
12
20
21

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: March 28 2005

RE: SRF (STATE REVOLVING FUNDS) – WPCP HEADWORKS PROJECT

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve payments in the amount of $ 99,058 to be paid from State Revolving Funds.

Draw #125	CH2M Hill	$ 40,026
Draw #126	Shook Heavy Environmental Group	75,265
	Total SRF Payments	**$ 115,291**

11
12

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

April 6, 2005
Date

21

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, APPROPRIATING AND CONDEMING REAL AND PERSONAL PROPERTY FOR USE BY THE CITY OF FORT WAYNE, INDIANA, AND AWARDING DAMAGES AND ASSESSING BENEFITS TO PROPERTY OWNERS FOR THE CONSTRUCTION OF THE ROTHMAN ROAD BASE SANITARY SEWER FACILITIES PROJECT

RESOLUTION NUMBER 92-4-6-05-1

WHEREAS, the Board of Public Works ("Board") of the City of Fort Wayne, Indiana (the "City"), has determined to proceed with the construction of approximately 3,000 lineal feet of twelve (12) inch sanitary sewer line with appurtenances and approximately 200 lineal feet of storm sewer piping with two drainage inlet structures with appurtenances to serve existing and future development along the Rothman Road corridor from Maplecrest Road eastward past Hazelett Road near the City of Fort Wayne, Indiana, known as the Rothman Road Base Sanitary Sewer Facilities Project ("Project") in order to provide a necessary and publicly beneficial sanitary sewer system for current and future residents in the area along Rothman Road east of Maplecrest Road in Allen County, Indiana ("Project Area"); and

11
12

WHEREAS, to continue the Project, it is necessary to condemn and appropriate certain real property in the City of Fort Wayne, Allen County, being more particularly described on "Exhibit A" attached hereto; and

WHEREAS, the City has determined that it is necessary and of public utility benefit to proceed with such a condemnation and appropriation; and

WHEREAS, IC 32-24-2 provides a mechanism pursuant to which the Board may proceed with such condemnation and appropriation; and

WHEREAS, IC 32-24-2-6 requires the adoption by the Board a resolution expressing the desire of the Board to condemn and appropriate such interests; and identifying such real estate as may be injuriously or beneficially affected; and

21

WHEREAS, pursuant to IC 32-24-2-6, the Board, on March 2, 2005, adopted such a resolution entitled, "A Resolution of the Board of Public Works of the City of Fort Wayne, Indiana, Approving the Rothman Road Base Sanitary Sewer Facilities Project and Appropriating

and Condemning Real Property for Use by the City of Fort Wayne, Indiana, and Assessing Benefits to Property Owners for the Construction of the Rothman Road Base Sewer Project, Resolution Number 92-3-2-05-2" (the "Original Resolution"); and

WHEREAS, IC 32-24-2-6 requires the Board to publish notice of adoption of said resolution and of the date and time and place at which the Board will receive or hear remonstrances from persons interested in or affected by the Board's proceedings under IC 32-24-2; and

WHEREAS, IC 32-24-2-6 requires the Board to consider any such remonstrances and then take final action confirming, modifying, or rescinding its original resolution; and

WHEREAS, pursuant to IC 32-24-6, the Board, on March 30, 2005, after publication of proper notice, held a public hearing and now desires to confirm the Original Resolution; and

11
12

WHEREAS, the Original Resolution identified two (2) property owners from which real property is to be acquired in furtherance of the Project; and

WHEREAS, none (zero) of the property owners identified in the Original Resolution have agreed to convey the real property to the City in lieu of condemnation; and

WHEREAS, IC 32-24-2-7 requires the Board to have prepared a list of all owners or holders of property, and of interests in it, sought to be acquired, benefited, or to be injuriously affected; and

WHEREAS, the Board has prepared a list of all remaining property owners and their respective interests in the property sought to be taken hereby, which list is attached hereto as Exhibit A; and

WHEREAS, those property owners who are not included on Exhibit A, but who were listed in the Original Resolution, are incorporated into Exhibit A by this reference as property owners who are beneficially or injuriously affected by the Project; and

WHEREAS, IC 32-24-2-8 requires the Board to award damages sustained and assess the benefits accruing to each piece of property on such list and to serve written notice of the same upon the owner of each piece of property; and, in such notices, to name the date on which the

Board shall receive or hear remonstrances from persons with regard to their respective awards, benefits, or assessments, after such time the Board shall, pursuant to IC 32-24-2-10, sustain or modify such awards, benefits, or assessments; and

WHEREAS, the Board, through a separate process undertaken contemporaneously herewith, is proceeding to assess the property owners benefiting from the Project for a portion of the costs associated with the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

1. That the Board hereby confirms the Original Resolution and reaffirms its desire to complete the Project as set forth in the Original Resolution.

2. That the Board hereby confirms and reaffirms that the Project is necessary, beneficial and of public utility benefit as set forth in the Original Resolution.

3. That the Board hereby confirms and reaffirms that it is necessary to condemn and appropriate the interests in real property described on Exhibit A attached hereto as set forth in the Original Resolution.

4. That pursuant to IC 32-24-2-8, the Board awards damages, if any, and assesses benefits, if any, as shown on Exhibit A attached hereto and made a part hereof.

5. That the Board hereby sets Wednesday, May 4, 2005, at 10:00 a.m., in the Omni Room (Room 250) of the City-County Building (One East Main Street, Fort Wayne, Indiana) as the date, time, and place at which the Board shall receive or hear remonstrances from persons with regard to the amount of their respective awards, benefits, or assessments.

6. That at the hearing set herein for remonstrances, the Board shall consider any such remonstrances and shall thereafter take final action sustaining or modifying this resolution.

11
12

7. That the Clerk of the Board shall and hereby is directed and authorized to send notice of said hearing on remonstrances to those property owners listed on Exhibit A attached hereto.

This resolution shall be in full force and effect from and after its adoption by the Board of Public Works of the City of Fort Wayne, Indiana.

Adopted this 6th day of April, 2005.

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST:

Marilyn Huth, Clerk

11
12

This instrument prepared by Justin Brugger, Water Resources.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, this 6th day of April, 2005, personally appeared Regina A. Kostoff, Ryan P. Chasey, and John Suarez, and acknowledged the execution of the foregoing to be a voluntary act and deed, for the uses and purposes therein set forth.

WITNESS my hand and notarial seal.

Michelle R. Hadley
Notary Public

Michelle R. Hadley
Printed Name

11
12

My Commission Expires:
MICHELLE RENEE HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires 11/26/2006

County of Residence: Allen

This instrument was prepared by Kristine DeGabriele, Associate City Attorney.

Exhibit "A"					
Name	**Address**	**City, State, Zip**	**Legal Description or Key Number**	**Amount of Right of Way to be Acquired**	**Awarded Damages**
Stanley F. & Diana L. Kruse	6930 Rothman Road	Fort Wayne, IN 46835	75-0015-0003	0.331 acres	$0.00
Waterford Enterprises, LLC	6404 Rothman Road	Fort Wayne, IN 46835	75-0015-0072	0 acres	$0.00
J.P. Enterprises, LLC	6400 Rothman Road	Fort Wayne, IN 46835	75-0015-0072	0 acres	$0.00
Christopher L. and Leslie Campbell	6829 Laurelwood Cove	Fort Wayne, IN 46835	75-4507-0298	0 acres	$0.00
Carolyn S. Goodman	6823 Laurelwood Cove	Fort Wayne, IN 46835	75-4507-0299	0 acres	$0.00
Wayne J. & Cathleen N. Vonbargen	6815 Laurelwood Cove	Fort Wayne, IN 46835	75-4507-0300	0 acres	$0.00
Steven A. & Pamela J. Bultemeier	6803 Laurelwood Cove	Fort Wayne, IN 46835	75-4507-0301	0 acres	$0.00
James W., Jr. & Lisa M. Robertson	6721 Laurelwood Cove	Fort Wayne, IN 46835	75-4507-0302	0 acres	$0.00
Todd E. Dunn & Elizabeth A. Campbell	6715 Laurelwood Cove	Fort Wayne, IN 46835	75-4507-0303	0 acres	$0.00
Vicki L. Bone	6709 Laurelwood Cove	Fort Wayne, IN 46835	75-4507-0304	0 acres	$0.00
Matthew R. & Diana S. Hupe	6701 Laurelwood Cove	Fort Wayne, IN 46835	75-4507-0305	0 acres	$0.00
Charles T. & Tamara S. Easter	6629 Laurelwood Cove	Fort Wayne, IN 46835	75-4507-0306	0 acres	$0.00
Gerald E. & Jenell K. Hadley	6625 Laurelwood Cove	Fort Wayne, IN 46835	75-4507-0307	0 acres	$0.00
David R. & Barbara A. Mills	6619 Laurelwood Cove	Fort Wayne, IN 46835	75-4507-0308	0 acres	$0.00
Randy L. & Janet S. Treadway	6613 Laurelwood Cove	Fort Wayne, IN 46835	75-4507-0309	0 acres	$0.00
Brian L. & Genia Dickerson	6607 Laurelwood Cove	Fort Wayne, IN 46835	75-4507-0310	0 acres	$0.00
Mary L. & Dustin A. McSorley	7326 Tanbark Lane	Fort Wayne, IN 46835	75-4507-0311	0 acres	$0.00
Dewayne D. and Roberta L. Florea	7329 Tanbark Lane	Fort Wayne, IN 46835	75-4507-0312	0 acres	$0.00
Nick Panagopoulos	7402 Tanbark Lane	Fort Wayne, IN 46835	75-4510-0001	0 acres	$0.00
Charles F. Leonard	6406 Squires Place	Fort Wayne, IN 46835	75-4510-0097	0 acres	$0.00
David and Lisa Amick	6412 Squires Place	Fort Wayne, IN 46835	75-4510-0098	0 acres	$0.00
Walter C. & June A. Friend	6418 Squires Place	Fort Wayne, IN 46835	75-4510-0099	0 acres	$0.00
Amanda M. Grasshoff & David M. Keister	6504 Squires Place	Fort Wayne, IN 46835	75-4510-0100	0 acres	$0.00
Daniel G. & Laura L. Stump	6510 Squires Place	Fort Wayne, IN 46835	75-4510-0101	0 acres	$0.00
Thorb & Susan L. Burban	6516 Squires Place	Fort Wayne, IN 46835	75-4510-0102	0 acres	$0.00
Rick A. & Barbara J. Denison	6522 Squires Place	Fort Wayne, IN 46835	75-4510-0103	0 acres	$0.00
Jon L. Butler	6528 Squires Place	Fort Wayne, IN 46835	75-4510-0104	0 acres	$0.00
Art Homes, Inc.	7402 Meriwood Drive	Fort Wayne, IN 46835	75-4547-0020	0 acres	$0.00
Ernest B. Bufkin	7401 Meriwood Drive	Fort Wayne, IN 46835	75-4547-0023	0 acres	$0.00

IMPROVEMENT RESOLUTION NO. 6982-04

PROJECT NAME: DUPONT RD. & DEVELOPMENT INTERSECTION IMPROVEMENT
WORK ORDER NO. 11797

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: 2900 Dupont Road at the development intersection by installing new non mountable center curbings, geometric improvements with additional asphalt and concrete pavement widening, relocation of drainage structures, restoration and new signs. This improvement is deemed necessary for the enhancement of motorist safety.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 13th day of April, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

Ryan P. Chasey

Ryan P. Chasey, Member

John Suarez

John Suarez, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

11
12

ESTIMATE OF QUANTITIES

PROJECT: DUPONT RD. & DEV.INTER. IMPROVEMENT **RES. NO.: 6982-04**

DATE: 1/16/2004 **W.O NO.: 11797**

BID DATE:

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Curb (including concrete center curb)	330	L.F.	5.00	1650.00
2.	Structure in Place Remove and Reset (Including Pipe & All necessary appurtenances)	3	EA.	1200.00	3600.00
3.	Concrete Curb Type "II-B"	57	L.F.	14.00	798.00
4.	Concrete Curb Type "II-A"	445	L.F.	8.00	3560.00
5.	Concrete Curb Type "III"	110	L.F.	14.00	1540.00
6.	Cement Concrete Pavement, Plain, 9 inches	91	S.Y.	50.00	4550.00
7.	Curb Turnout, Concrete	1	EA.	250.00	250.00
8.	Anchor Bolts (J-Type)	27	EA.	6.50	175.50
9.	Concrete Center Curb Type "C"	55	L.F.	35.00	1925.00
10.	Bituminous Mixture for Approaches & Islands (including all milling necessary)	130	TON	45.00	5850.00
11.	Common Excavation	1	L.S.	2500.00	2500.00
12.	Top Soil	20	TON	20.00	400.00
13.	Mulched Seeding,	98	S.Y.	2.00	196.00
14.	Type O Compacted Aggregate for Base; #73 or # 53 for Surface and Structures	50	TON	15.00	750.00
15.	Concrete Center Curb "Special"	70	L.F.	38.00	2660.00
16.	Construction Signs Type "A"	2	EA	70.00	140.00
17.	Arrow Board	14	Day	50.00	700.00
18.	Barricade, Type III-B	2	EA.	125.00	250.00
19.	Barricade, Type III-B with Signs	2	EA.	175.00	350.00
20.	Maintenance of Traffic	1	L.S.	5000.00	5000.00
21	Mobilization and Demobilization	1	L.S.	4000.00	4000.00
22	New Sheet Sign, Post, including "V- Loc" assembly	6	EA	100.00	600.00

SUB-TOTAL: 41444.50
E&I @16% 6631.12

TOTAL: $ 48,075.62

12

GRISWOLD PUMP STATION IMPROVEMENTS
RESOLUTION NO. 676-2002

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The creation of an access hatch to the buried regulator outside of the Griswold Pump Station and an access drive to the hatch

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Griswold Pump Station Improvements

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $80,000.

12

APPROVED THIS 13th DAY OF April, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

MEMORANDUM

TO: Regina Kostoff, Chairman, Board of Works

FROM: Steven B. Martin, General Accounting

DATE: **April 6, 2005**

SUBJ: Bad Debts

I am requesting Board approval to write off the attached listing of delinquent accounts. After receiving your approval, those accounts, which cannot be collected by us, will be turned over to our Collection Agent.

Please indicate your approval and return one copy of the detail listing to General Accounting. A copy of the detail listing is attached for your file. The write off is for January 2005 and special terminated accounts.

REVENUE ACCOUNTS

January 2005

WATER	$ 6,003.25
SEWER	11,685.65
STORM WATER	1,221.98
REFUSE	4,328.61
	$ 23,239.49

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

April 13, 2005
Date

MEMORANDUM

TO: Gina Kostoff, Chairman, Board of Works

FROM Steven Martin, General Accounting

DATE: 6-Apr-05

SUBJ: Bad Debts

As part of the attached list, the following are large accounts being written off this month and turned over for collections. Following are the reasons for large bills.

00257583-012	Lorrie Richardson	Back usage on meter change	1,159.28
00268747-001	Laura Toms	Back usage on meter change	1,357.80
			2,517.08

RUN DATE: 03/31/2005 — FORT WAYNE CITY UTILITIES — PAGE: 1
RUN TIME: 9:24 — ACCOUNTS WRITTEN OFF ON 03/30/2005 — PROG-ID: WRTOF

ACCNT NUMBER	CUSTOMER NAME	WATER	SEWER	GARBAGE	STORM	CAP CHG	TOTAL	WRITTEN OFF
00154369-006	AFFORDABLE HOUSING INC	114.90	116.55	66.00	18.15	0.00	315.60	315.60
00151033-012	ROBERT ALTIC	21.44	14.49	25.88	10.10	0.00	71.91	71.91
00152080-021	VINCENT AMOS	40.91	78.93	41.94	9.85	0.00	171.63	171.63
00547301-002	ARAUCO OSULLIVAN	0.00	60.17	8.03	3.17	0.00	71.37	71.37
00272418-007	WILLIAM X ARMENDARIZ	84.51	107.28	32.18	7.26	0.00	231.23	231.23
00383392-005	CHRISTOPHER ARNETT*BANKRU	78.67	79.91	49.25	14.16	0.00	221.99	221.99
00130044-018	CYNA BABB	43.20	48.63	4.13	4.13	0.00	100.09	100.09
00299111-022	JOHANNA BAKEHORN	27.50	26.24	18.24	4.11	0.00	76.09	76.09
00087424-018	ROSEMARY BAKER	0.00	37.11	18.33	4.14	0.00	59.58	59.58
00000476-011	HARLEY BARRAND	0.00	187.47	0.00	0.00	0.00	187.47	187.47
00413682-020	BDM INVESTMENTS LLC	71.57	87.90	29.68	6.70	0.00	195.85	195.85
00054267-003	ISMAEL J BECERRA	1.21	58.09	15.12	3.41	0.00	77.83	77.83
00412910-024	DIRK BECK	0.00	26.36	17.98	4.06	0.00	48.40	48.40
00408441-016	SHAUNIKA S BELCHER	20.30	13.83	23.24	5.25	0.00	62.62	62.62
00042293-013	PHILLIP BELT	14.09	39.42	31.15	7.36	0.00	92.02	92.02
00408026-010	SARAH J BERCOT	0.00	14.09	11.10	2.90	0.00	28.09	28.09
00143235-002	MARTHA S BISHOP	46.35	5.87	22.99	5.18	0.00	80.39	80.39
00019515-001	FRANK BOWMAN	0.00	31.87	40.05	9.03	0.00	80.95	80.95
00000893-004	GLENN BOWSER	0.00	95.20	42.34	9.68	0.00	147.22	147.22
00254118-029	JOHN M BRANDON	39.20	17.63	11.80	2.66	0.00	71.29	71.29
00041637-015	ELISE D BRIGHT	9.58	6.71	10.73	2.42	0.00	29.44	29.44
00072273-014	RICHARD BRIGHT	2.05	11.72	9.93	2.66	0.00	26.36	26.36
00275263-008	CHRISTOPHER S BRITTSON	0.00	17.45	6.17	2.61	0.00	26.23	26.23
00100838-023	CHARICE BROOKS	103.99	196.48	22.01	4.96	0.00	327.44	327.44
00166863-002	CARL BROWN	8.20	4.58	7.15	1.62	0.00	21.55	21.55
00154547-010	SHELLY A BROWN	0.00	16.69	14.82	3.41	0.00	34.92	34.92
00085499-008	KENISHA BURNS	1.36	23.39	15.46	4.62	0.00	44.83	44.83
00238236-003	TANA BURWELL	46.51	31.49	29.87	11.22	0.00	119.09	119.09
00511528-024	JOSHUA P BUTLER	3.01	32.98	31.93	7.21	0.00	75.13	75.13
00186910-018	VICKI L BUTLER	1.58	29.66	11.09	2.50	0.00	44.83	44.83
00002592-013	MATTHEW P BYERS	0.00	110.36	19.50	8.85	0.00	138.71	138.71
01003557-001	GILBERTO CANAVERAL	0.00	0.00	0.11	2.63	0.00	2.74	2.74
00511986-008	DARREN CAPPS	0.00	36.29	31.30	7.06	0.00	74.65	74.65
00952083-009	GREGORY CARSWELL	13.75	13.12	13.23	2.98	0.00	43.08	43.08
00034088-010	DOROTHY L CARTER	0.00	19.02	10.73	4.41	0.00	34.16	34.16
00084131-002	ELLIOT CARTER	44.00	0.00	0.00	0.00	0.00	44.00	44.00
00003091-008	TONY CAYOT	4.11	17.24	36.12	8.15	0.00	65.62	65.62
00056774-012	CHHEUN CHOEUM	181.37	119.43	29.49	6.82	0.00	337.11	337.11
00602388-001	TOM CHRISTIANSEN	3.43	2.87	1.08	0.24	0.00	7.62	7.62
00696919-006	MELISSA COBURN	40.05	91.57	9.75	18.62	0.00	159.99	159.99
00463620-005	VIRGIL COBURN	1.58	21.35	15.95	4.62	0.00	43.50	43.50
00136905-024	SHEILA M COLE	0.67	18.24	10.73	2.42	0.00	32.06	32.06
00005357-010	TERRANCE L COLLIER	0.00	9.02	0.00	0.00	0.00	9.02	9.02
00071943-004	NICOLE COLLINS	7.80	42.41	24.68	5.57	0.00	80.46	80.46
00087947-007	JACKIE CONNOLLY	0.47-	0.47-	0.50-	0.47-	0.00	1.91-	1.91-
00051039-001	CORE CONSULTING GROUP LLC	0.00	4.26	0.00	0.00	0.00	4.26	4.26
00124788-013	DAISY COWAN	113.51	106.51	41.29	9.68	0.00	270.99	270.99
00461539-004	RAYMOND COWAN	0.00	2.71	0.00	0.00	0.00	2.71	2.71
00407623-012	KANDELL K COX	0.00	26.43	19.40	4.38	0.00	50.21	50.21
00080322-012	GERMARCUS D CRAWFORD	0.00	9.45	34.22	8.80	0.00	52.47	52.47
00409588-004	SARA CROWELL	33.69	16.67	11.44	6.45	0.00	68.25	68.25
00251380-021	DEANNA CRUMB	10.00	55.79	32.91	0.00	0.00	98.70	98.70
00364096-002	VALERIE CULVER	68.64	180.17	36.43	8.20	0.00	293.44	293.44
00090107-004	LAQUISHA J CUMMINGS	33.29	20.34	18.96	4.28	0.00	76.87	76.87
00002587-010	GARY W DAGER	0.00	22.75	9.75	2.20	0.00	34.70	34.70
00462837-010	THOMAS J DELLER JR	72.50	52.22	31.08	10.60	0.00	166.40	166.40
00404748-005	PATRICIA A DEY	14.81	8.59	14.81	3.80	0.00	44.01	44.01
00084085-015	MARY DIRIG	0.00	62.53	25.22	5.69	0.00	93.44	93.44
00632430-003	EDC CORP	3.39	3.84	0.00	0.00	0.00	7.23	7.23
00014042-003	SARAH EDWARDS	0.00	37.26	16.55	3.73	0.00	57.54	57.54
00547093-013	SCOTT ENOCH	138.12	143.44	1.83	13.55	0.00	296.94	296.94
00238376-007	JESSICA FARREL	1.85	31.68	42.49	9.68	0.00	85.70	85.70
00029955-007	JON A FAUX	30.54	28.94	26.92	6.07	0.00	92.47	92.47
00001108-004	FIFTH THIRD BANK	0.00	61.19	19.50	4.40	0.00	85.09	85.09
00150010-023	DANNY A FRANKLIN	0.00	44.07	15.47	3.49	0.00	63.03	63.03

ACCNT NUMBER	CUSTOMER NAME	WATER	SEWER	GARBAGE	STORM	CAP CHG	TOTAL	WRITTEN OFF
00160016-012	MARTY FRASURE	2.52	10.90	10.73	2.42	0.00	26.57	26.57
00036218-005	KENNETH FRITHCHAN	0.00	12.20	12.87	3.07	0.00	28.14	28.14
00091995-014	TABATHA GALLMEYER	0.00	18.81	12.97	2.93	0.00	34.71	34.71
00146447-011	ALEJANDRO GARCIA	26.06	14.19	32.06	7.15	0.00	79.46	79.46
00409855-005	ERIC GASS	53.51	22.75	31.11	7.02	0.00	114.39	114.39
00003321-019	JAMES GEIST	0.00	111.11	0.00	0.00	0.00	111.11	111.11
00588067-006	GEORGETOWN MEMBERS LLC	8.91	3.75	0.00	0.00	0.00	12.66	12.66
00071471-004	JOHN GICK	35.32	44.02	23.08	5.20	0.00	107.62	107.62
00910367-007	GMAC MORTAGE	23.82	2.69	0.72	0.17	0.00	27.40	27.40
00931228-005	CAROL Y GOINGS	41.37	47.59	21.46	4.84	0.00	115.26	115.26
00407615-011	DALE GONZALES	67.61	44.88	25.22	5.69	0.00	143.40	143.40
01003690-002	GRAPHIC REALTY	0.00	0.00	0.00	130.68	0.00	130.68	130.68
00029610-026	JAMES H GREER	24.06	24.38	31.13	8.01	0.00	87.58	87.58
00666815-015	TANYA GRIMES	51.06	60.88	21.46	4.84	0.00	138.24	138.24
01003123-002	GREGORY HAIRE	0.00	0.00	10.31	4.48	0.00	14.79	14.79
00258806-001	LORI L HARMES	20.00	42.99	8.43	2.20	0.00	73.62	73.62
00441740-010	LAURA HARRIS	7.07	28.65	45.59	10.44	0.00	91.75	91.75
00659592-000	YOLANOE HARTLEY	33.94	33.46	22.54	5.08	0.00	95.02	95.02
00004733-003	SCOTT C HELMKAMP	8.20	4.58	7.87	1.77	0.00	22.42	22.42
00677973-004	TAMARA HENMAN	0.00	178.82	0.00	0.00	0.00	178.82	178.82
00706418-021	VERONICA I HERRERA	67.74	67.91	19.50	4.40	0.00	159.55	159.55
00284254-003	WILLIE HIGHTIRE	32.04	44.08	22.98	5.40	0.00	104.50	104.50
00096407-018	SAMANTHA HINES	0.00	59.60	7.51	1.81	0.00	68.92	68.92
00010065-014	CLARA HOWARD	102.12	75.02	27.69	6.26	0.00	211.09	211.09
00089257-004	BETTY J HOWELL	12.27	24.66	30.81	7.04	0.00	74.78	74.78
00510963-021	SCOTT ISAACSON	2.05	25.21	11.80	2.66	0.00	41.72	41.72
00020133-028	BRIAN JAMESON	76.36	172.50	19.77	4.46	0.00	273.09	273.09
00013366-010	TERRAIL JEFFERSON	0.00	3.59	6.80	2.90	0.00	13.29	13.29
00004272-011	CHERYL L JOHNSON	12.45	7.85	12.16	2.74	0.00	35.20	35.20
00709018-010	HOWARD JOHNSON	0.00	64.30	25.00	5.67	0.00	94.97	94.97
00366684-005	RONALD B JOHNSON	116.72	81.46	77.30	19.84	0.00	295.32	295.32
00063533-006	ORRADALE JONES	74.99	71.42	27.17	3.07	0.00	176.65	176.65
00086193-007	SAVANNAH JOROAN	24.45	16.65	25.85	5.83	0.00	72.78	72.78
00400866-012	ROBERT KARN	2.50	7.60	7.43	2.50	0.00	20.03	20.03
00196606-002	SAMARA KELSAW	0.40	499.66	32.11	10.44	0.00	542.61	542.61
00507415-017	PAMELA KRAMER	27.92	24.75	22.17	5.01	0.00	79.85	79.85
00172898-012	L-L AUTO SALES	51.41	2.36	9.76	2.33	0.00	65.86	65.86
00089699-007	JEFFREY L LEEOLE	0.00	9.21	29.80	7.12	0.00	46.13	46.13
00664464-007	JAMES LENT	24.54	36.44	34.69	7.82	0.00	103.49	103.49
00235490-004	MARK LESLIE	17.28	75.33	32.90	7.43	0.00	132.94	132.94
00124249-005	IAN MACE	46.83	55.72	44.64	10.43	0.00	157.62	157.62
00564931-006	WILLIAM MAODEN	3.88	11.79	0.36	0.08	0.00	16.11	16.11
00409715-012	MICHAEL A MAHATHY	0.00	8.03	35.74	6.60	0.00	50.37	50.37
00578844-009	JEFFERY D MARSOEN	45.83	14.17	31.54	7.11	0.00	98.65	98.65
00273589-007	SHANNON C MARSHALL	29.44	9.11	20.48	4.62	0.00	63.65	63.65
00392197-006	HOBERT MAYES	30.27	30.51	21.46	4.84	0.00	87.08	87.08
00129488-024	MONIQUE MAYS	86.83	52.22	0.00	0.00	0.00	139.05	139.05
01001647-000	EOWIN T MCCARTHY	0.00	0.00	31.71	8.80	0.00	40.51	40.51
00198838-003	JOHN MCGEE	34.06	37.08	15.47	3.49	0.00	90.10	90.10
00105163-007	MATTHEW MCKING	0.00	38.07	20.11	4.54	0.00	62.72	62.72
00582867-001	REBECCA MEACHAM	9.58	6.71	7.15	1.62	0.00	25.06	25.06
00054283-009	TARA MERIWETHER	74.47	58.53	35.63	10.65	0.00	179.28	179.28
00452092-008	MIOWEST AUTO CONSULTANTS	0.00	1.85	0.00	0.00	0.00	1.85	1.85
00167798-012	TWYLETTE MILTON	97.45	168.02	22.43	5.06	0.00	292.96	292.96
00107964-005	BIROIE MITCHELL	17.52	28.28	9.75	2.20	0.00	57.75	57.75
00135615-005	MIKHA MONGES	38.18	11.58	15.12	3.41	0.00	68.29	68.29
00027243-009	CHRYSTAL M MOORE	2.99	19.86	40.12	9.46	0.00	72.43	72.43
00069264-024	STARR MOORE	85.02	47.68	65.84	20.43	0.00	218.97	218.97
00093467-014	PHYLLISA A MORKEN	3.45	9.34	0.00	0.00	0.00	12.79	12.79
00873089-029	ROBERT A MROZOWSKI	51.34	117.53	43.68	10.09	0.00	222.64	222.64
00862061-022	FLO MUENSTERMAN	9.58	6.71	6.44	1.45	0.00	24.18	24.18
00075795-012	JOHN L MUHAMMAO	0.00	19.02	13.52	3.77	0.00	36.51	36.51
00006864-006	MARK K MUSIC	0.00	78.03	42.62	9.90	0.00	130.55	130.55
00162892-000	NEW VISION CH OF THE NAZA	30.02	14.04	38.02	0.00	0.00	82.08	82.08
00163341-003	DANIEL NUNEZ	28.27	17.96	0.00	0.00	0.00	46.23	46.23

ACCNT NUMBER	CUSTOMER NAME	WATER	SEWER	GARBAGE	STORM	CAP CHG	TOTAL	WRITTEN OFF
00197742-004	PATTI OLSON	10.97	28.37	13.40	3.87	0.00	56.61	56.61
00437174-003	CURTIS S ONION	0.00	11.63	32.28	8.88	0.00	52.79	52.79
00401544-000	C F OSBORNE	20.52	19.72	13.69	3.09	0.00	57.02	57.02
00074144-005	KIMBERLY OVERTON	34.03	183.74	51.53	15.64	0.00	284.94	284.94
00019228-003	JESUS PARRILLA	0.00	71.40	32.19	7.26	0.00	110.85	110.85
00002614-014	HOWARD A PARRISH	0.00	95.20	42.34	9.68	0.00	147.22	147.22
00307394-004	JENNIFER PATTON	23.46	28.06	7.51	1.69	0.00	60.72	60.72
00416126-013	KEVIN PAWUL	9.87	61.57	37.27	0.00	0.00	108.71	108.71
00033505-004	AISHA PEREZ	0.00	286.10	48.10	0.00	0.00	334.20	334.20
00605441-002	MARC C PETERSCHMIDT	28.23	29.77	18.24	4.11	0.00	80.35	80.35
00075345-023	DOMINIQUE L PORTEE	34.88	5.44	13.95	3.15	0.00	57.42	57.42
00005939-012	JULIE POTTHOFF	52.38	33.94	20.48	4.62	0.00	111.42	111.42
00002471-002	CHRIS PRESTON	0.00	25.50	24.05	7.16	0.00	56.71	56.71
00870045-009	ERIKA J RATLIFF	0.00	22.24	32.02	7.23	0.00	61.49	61.49
00382566-004	CYNITHA LEMASTER RAY	48.50	67.21	0.00	13.31	0.00	129.02	129.02
00667722-007	SEAN REDDEN	4.53	42.47	34.33	7.82	0.00	89.15	89.15
00619043-000	E D REDDING	3.73	4.54	0.00	0.73	0.00	9.40	9.40
00147621-015	KARI M REDWING	0.00	41.81	37.90	11.13	0.00	90.84	90.84
00130621-012	WARREN W REED	0.00	3.38	0.00	0.00	0.00	3.38	3.38
00350753-008	EDUARDO REYES	93.19	272.87	51.90	12.26	0.00	430.22	430.22
00350745-008	EDUARDO REYES *BANKRUPTCY	34.78	121.42	51.90	0.00	0.00	208.10	208.10
00207233-015	JUANA G REYES	0.00	37.90	10.73	2.42	0.00	51.05	51.05
00257583-012	LORRIE R RICHARDSON	408.66	710.73	32.55	7.34	0.00	1,159.28	1,159.28
00044180-008	NORMI RUBIO	78.08	69.56	52.97	14.97	0.00	215.58	215.58
00265799-004	NICOLE SAARI	3.61	39.96	48.35	15.26	0.00	107.18	107.18
00502189-006	MERRITT A SALYER	1.58	39.40	20.84	4.70	0.00	66.52	66.52
00388092-019	MARK SCHATZMAN	3.63	54.59	35.01	0.00	0.00	93.23	93.23
00480061-007	SCHLOTZKYS DELI *BANKRUPT	68.19	86.34	0.00	0.00	0.00	154.53	154.53
00606855-002	DAVID SCHMIEMAN	9.97	8.04	9.75	2.20	0.00	29.96	29.96
00422983-014	BELINDA SCHROEDER	8.02	7.79	3.94	0.89	0.00	20.64	20.64
00276286-007	ANNE SHANK *BANKRUPTCY	74.83	56.46	30.18	6.92	0.00	168.39	168.39
00701386-026	GLEN SHEFKOWITZ	304.85	400.67	52.22	4.13	0.00	761.87	761.87
00425923-000	G H SHOEMAKER	24.53	23.69	51.46	12.18	0.00	111.86	111.86
00043850-020	STEPHANIE R SIMPSON	76.65	56.96	32.58	7.45	0.00	173.64	173.64
00281875-000	CARL E SMITH	66.21	147.36	50.25	5.67	0.00	269.49	269.49
00082090-030	CEDRIC SMITH	0.00	8.74	13.68	4.62	0.00	27.04	27.04
00089192-018	JERRY M SMITH	40.53	41.47	32.19	7.26	0.00	120.45	120.45
00181226-015	BRENITTELLA SNEED	25.06	76.31	34.39	8.28	0.00	144.04	144.04
00014508-007	DANIEL SORRELL	0.00	18.11	25.18	7.30	0.00	50.59	50.59
00132187-008	TIFFANY STEWART	0.00	30.57	8.23	1.86	0.00	40.66	40.66
00522562-007	JUDE STUCKY	1.82	29.63	41.31	9.68	0.00	82.44	82.44
01003712-001	NEAL A SUMMERS	0.00	0.00	0.00	32.33	0.00	32.33	32.33
00511900-018	MICHAEL SWANSON	0.00	24.87	28.75	6.84	0.00	60.46	60.46
00003855-004	FAUSTINO TALAMENTES	15.33	15.74	10.73	2.42	0.00	44.22	44.22
00692808-010	JOSEPH S TEACH	0.00	244.35	97.45	24.85	0.00	366.65	366.65
00369861-021	RANDY THIEME	5.03	3.43	2.86	0.65	0.00	11.97	11.97
00697982-005	JAMES R THOMAS	0.00	0.43-	0.45-	0.43-	0.00	1.31-	1.31-
00428434-024	BARBARA THOMSON	16.56	36.67	34.81	7.59	0.00	95.63	95.63
00135801-006	NATASHA THREATT	0.00	67.08	19.05	5.13	0.00	91.26	91.26
00265721-002	GINO TINSLEY	56.09	184.04	28.06	5.94	0.00	274.13	274.13
00003409-020	MISTY TINSLEY	3.21	29.00	11.44	2.59	0.00	46.24	46.24
00268747-001	LAURA E TOMS	483.17	848.33	21.46	4.84	0.00	1,357.80	1,357.80
00277347-003	JEFFERY A TREPTON	181.40	400.75	50.61	11.53	0.00	644.29	644.29
00002612-002	JESSICA N UMBER	8.93	0.00	18.43	5.29	0.00	32.65	32.65
00141992-002	YVETTE UNDERWOOD	0.00	38.87	10.73	2.42	0.00	52.02	52.02
00029023-001	MIGUEL VALDOVINOS	41.36	47.60	18.24	4.11	0.00	111.31	111.31
00000265-011	WILLIAM VANCE	0.00	110.11	0.00	0.00	0.00	110.11	110.11
00072508-003	RENEE VENTERS	32.40	21.45	0.00	8.55	0.00	62.40	62.40
00160709-000	NANCY C WALKER	6.81	2.44	8.58	1.94	0.00	19.77	19.77
00102725-009	GEORGEANN WALL	0.00	3.10	0.00	0.00	0.00	3.10	3.10
00452440-002	MELANIE WARD	0.00	46.79	42.46	14.39	0.00	103.64	103.64
00048216-010	CLARENCE WATKINS	18.77	46.25	31.79	7.26	0.00	104.07	104.07
00105325-010	DEONANDREZ V WHITE	2.97	9.42	8.70	2.42	0.00	23.51	23.51
00076619-016	AMANDA WILLIAMS	0.00	24.57	25.79	7.25	0.00	57.61	57.61
00160164-005	DAMITA D WILLIAMS	23.91	94.59	9.75	2.20	0.00	130.45	130.45

ACCNT NUMBER	CUSTOMER NAME	WATER	SEWER	GARBAGE	STORM	CAP CHG	TOTAL	WRITTEN OFF
00128163-008	DARYL WILLIAMS	31.58	6.71	10.73	2.42	0.00	51.44	51.44
00011289-001	ROBERT F WILSON	6.19	2.22	7.48	1.69	0.00	17.58	17.58
00511471-002	JAMES E YOUNG	103.79	102.07	48.66	12.10	0.00	266.62	266.62
198	ACCOUNTS LISTED	6,003.25	11,685.65	4,328.61	1,221.98	0.00	23,239.49	23,239.49
	FINANCE CHARGES	389.70	842.70	290.96	70.24	0.00	1,593.60	

GARBAGE	STORM	CAP CHG	TOTAL	WRITTEN OFF
66.00	18.15	0.00	315.60	315.60
25.88	10.10	0.00	71.91	71.91
41.94	9.85	0.00	171.63	171.63
8.03	3.17	0.00	71.37	71.37
32.18	7.26	0.00	231.23	231.23
49.25	14.16	0.00	221.99	221.99
4.13	4.13	0.00	100.09	100.09
18.24	4.11	0.00	76.09	76.09
18.33	4.14	0.00	59.58	59.58
0.00	0.00	0.00	187.47	187.47
29.68	6.70	0.00	195.85	195.85
15.12	3.41	0.00	77.83	77.83
17.98	4.06	0.00	48.40	48.40
23.24	5.25	0.00	62.62	62.62
31.15	7.36	0.00	92.02	92.02
11.10	2.90	0.00	28.09	28.09
22.99	5.18	0.00	80.39	80.39
40.05	9.03	0.00	80.95	80.95
42.34	9.68	0.00	147.22	147.22
11.80	2.66	0.00	71.29	71.29
10.73	2.42	0.00	29.44	29.44
9.93	2.66	0.00	26.36	26.36
6.17	2.61	0.00	26.23	26.23
22.01	4.96	0.00	327.44	327.44
7.15	1.62	0.00	21.55	21.55
14.82	3.41	0.00	34.92	34.92
15.46	4.62	0.00	44.83	44.83
29.87	11.22	0.00	119.09	119.09
31.93	7.21	0.00	75.13	75.13
11.09	2.50	0.00	44.83	44.83
19.50	8.85	0.00	138.71	138.71
0.11	2.63	0.00	2.74	2.74
31.30	7.06	0.00	74.65	74.65
13.23	2.98	0.00	43.08	43.08
10.73	4.41	0.00	34.16	34.16
0.00	0.00	0.00	44.00	44.00
36.12	8.15	0.00	65.62	65.62
29.49	6.82	0.00	337.11	337.11
1.08	0.24	0.00	7.62	7.62
9.75	18.62	0.00	159.99	159.99
15.95	4.62	0.00	43.50	43.50
10.73	2.42	0.00	32.06	32.06
0.00	0.00	0.00	9.02	9.02
24.68	5.57	0.00	80.46	80.46
0.50-	0.47-	0.00	1.91-	1.91-
0.00	0.00	0.00	4.26	4.26
41.29	9.68	0.00	270.99	270.99
0.00	0.00	0.00	2.71	2.71
19.40	4.38	0.00	50.21	50.21
34.22	8.80	0.00	52.47	52.47
11.44	6.45	0.00	68.25	68.25
32.91	0.00	0.00	98.70	98.70
36.43	8.20	0.00	293.44	293.44
18.96	4.28	0.00	76.87	76.87
9.75	2.20	0.00	34.70	34.70
31.08	10.60	0.00	166.40	166.40
16.81	3.80	0.00	44.01	44.01
25.22	5.69	0.00	93.44	93.44
0.00	0.00	0.00	7.23	7.23
16.55	3.73	0.00	57.54	57.54
1.83	13.55	0.00	296.94	296.94
42.49	9.68	0.00	85.70	85.70
26.92	6.07	0.00	92.47	92.47
19.50	4.40	0.00	85.09	85.09
15.47	3.49	0.00	63.03	63.03

EMERGENCY RESOLUTION NUMBER 92-4-13-05-4
1734 SINCLAIR STREET

WHEREAS, the existing brick manhole, in the alley behind 1734 Sinclair Street is collapsing, and;

WHEREAS, said collapse could not reasonably be foreseen and requires immediate action, and;

WHEREAS, repair of the collapse is beyond the capability of the Water Pollution Control Maintenance Department to perform, and;

WHEREAS, T&E, All Star, Bercot Inc., and Liberty Construction were invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs could exceed Twenty Five Thousand Dollars and Zero Cents, ($25,000.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for said sewer repair and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIR.**

13

APPROVED this 13th day of April ,2005.

BOARD OF PUBLIC WORKS

By _____
Regina Kostoff, Chair

By _____
Ryan P. Chasey, Member

By _____
John Suarez, Member

ATTEST: _____
~~Marylin~~ Huth, Clerk
MARILYN

1734 SINCLAIR STREET
SEWER EMERGENCY REPAIR SPECIFICATIONS

SCOPE OF WORK:

This emergency repair shall consist of the following bid:

ITEM NO. 1

The existing brick manhole has collapsed. The repair will consist of removing the existing brick manhole and replacing it with a new 48" precast manhole, including all incoming pipe. The existing incoming sewers shall be replaced with new SDR 35 PVC pipe (10'). This repair shall include any and/or all costs to complete all work necessary for, but not limited to, supervision, labor, equipment and materials necessary to excavate and remove materials from the jobsite, any required bypass pumping and/or trench dewatering, trench shoring or sheeting, sewer tap pipe replacement, proper backfilling and proper compaction, and all surface restoration necessary to restore the disturbed area to the existing condition or better. Care must be taken to avoid any damage to private property. These repairs shall also include the costs, if required, to relocate temporarily and or permanently any and all utilities in the construction zone or to support any power poles or utilities during the work. Costs to include any and all alley, driveway, sidewalk, curb, removal and replacement.

CONDITIONS OF WORK:

The contractor awarded the emergency repairs shall be required to provide and comply with the following items:

1. City of Fort Wayne WPC Engineering Department specifications and standard drawings Development Criteria and Standards Manual.
2. Obtain and be responsible for all barricade, traffic control, street closing and right-of-way cut permits.
3. Payment Bond
4. Performance and Guaranty Bond
5. Contractor shall be responsible for and shall be required to comply with all Local, State and Federal Regulations regarding safety procedures, O.S.H.A. requirements and in particular open construction trench protection and confined space entry.
6. Contractor shall be required and responsible for placing and maintaining temporary barricades.
7. Contractor shall be responsible for dealing with whatever ground condition exists at the time of construction.
8. Contractor shall take all precautions to prevent damages to the existing sanitary sewer and construction site, from storm water, from sanitary sewage entering the construction site from the existing sanitary sewer and from ground water. If damage does occur from one of the above sources, the Contractor shall make such repairs or replacement or re-build such parts of the existing combination sewer as determined by the engineer.

9. Contractor is to submit Monthly Payrolls and Manpower reports to the City Compliance Office Room 420.

The Contractor is responsible to determine if the temporary removal, relocation, support or bracing of existing items, such as street and traffic signs, power poles, posts, fences, rock gardens, light posts, shrubs, bushes, etc., is necessary. Should temporary removal or relocation be necessary, the Contractor shall be responsible to replace or reinstall said items at their original location or at locations designated by the property owners and the Contractor shall restore them to their original or better condition. Care must be taken to avoid damage to nearby existing trees.

PROPOSAL FOR MANHOLE
EMERGENCY REPAIRS

BASE BID: All costs to complete all work to
Remove existing brick manhole and replace with new 48" diameter precast manhole, including all incoming sewer lines, restoration of all areas

LUMP SUM $_____

The emergency repair work shall begin within 1 (one) day from date of obtaining an emergency repair order.

Proposal submitted this _____day of _____, 2005.

FROM_____
Contractor

BY_____

RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Adjust the Applicable Area of the
The North Maumee B Sanitary Sewer Area Connection Fee
Resolution No. 92-4-13-05-3

WHEREAS, on the 31st day of July, 1996, the Board of Public Works (Board) approved Resolution No. 82-292-6 authorizing the establishment of the North Maumee Service Area and further described an area north of North River Road as a defined area for the purpose of collecting sanitary sewer area connection fees for defraying costs for the planning, engineering, financing and construction of sanitary sewer related projects within the specific service area;

WHEREAS, on 13th day of April, 2005, the Board approved Resolution _____ authorizing the establishment of the Rothman Road Sanitary Sewer Area for use in defraying the cost of sanitary sewer planning, engineering and construction projects in the Rothman Road area; and

WHEREAS, this Board action results in the need to adjust the area recognized as the North Maumee B Sanitary Sewer Area.

NOW THEREFORE BE IT RESOLVED, that the Board adjusts the area recognized as the North Maumee B area to the area generally located in the area described on Exhibit A as the area subject to the North Maumee B Area Connection Fee – Sanitary Sewer. This shall be effective this date and until such time modified. Said fees shall be collected prior to connection to the facilities described herein.

BE IT FURTHER RESOLVED, that no adjustment in the amount of the area connection fee for this area is proposed at this time.

APPROVED THIS 13th **day of** April **, 2005.**

BOARD OF PUBLIC WORKS

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk of the Board

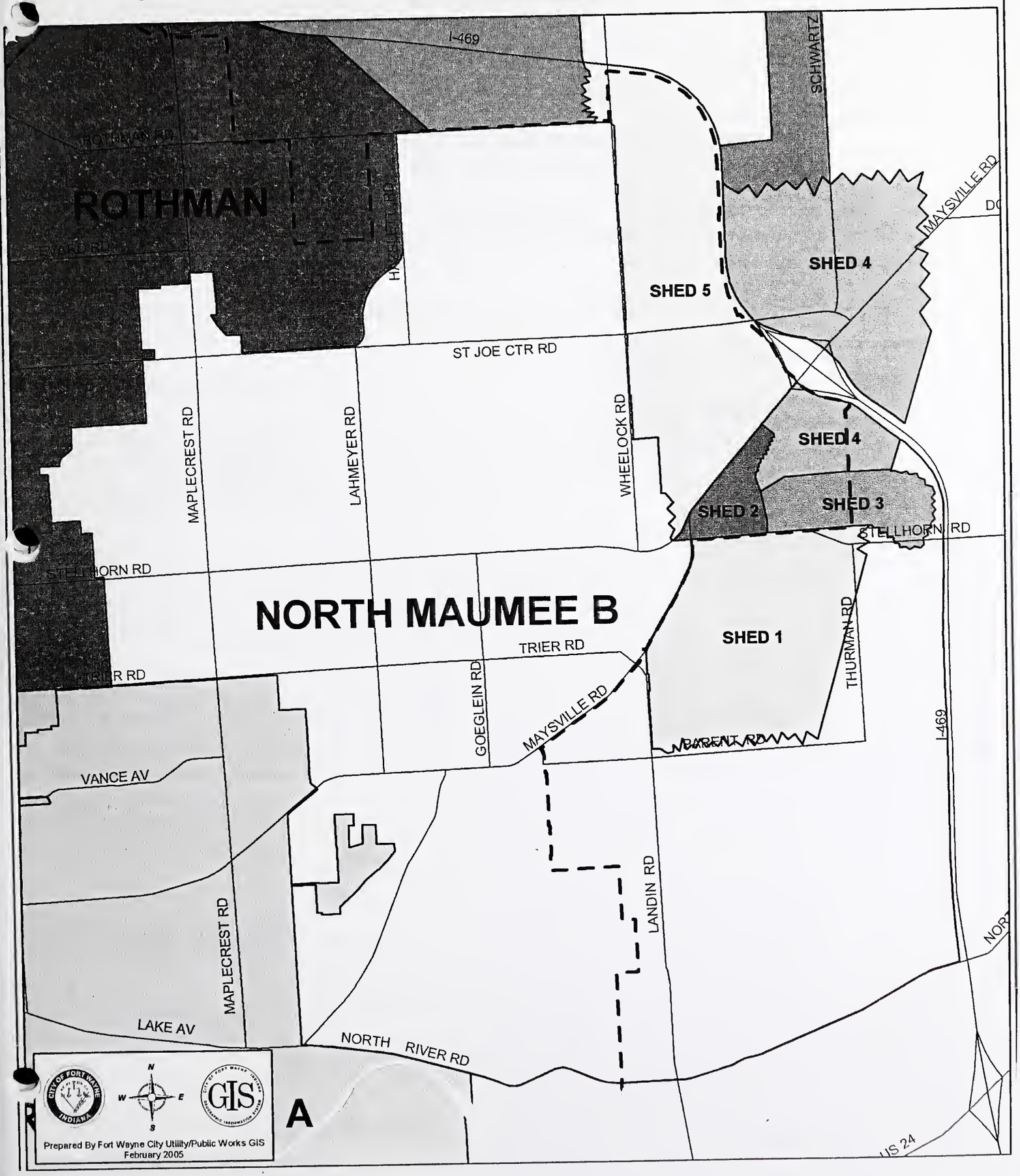
This document prepared by Thomas T. Nitza, Jr., P.E., Water Resources.

Res'NMBACF

Final, 4-11-05.

4
14
15
16
17

EXHIBIT A
NORTH MAUMEE B
SANITARY SEWER AREA CONNECTION FEE



ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Regina M. Kostoff, Ryan T. Cheesy, John Suarez of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this 13th day of April 2005.

Michelle R. Hadley
Notary Public
Resident of Allen County
Michelle R. Hadley
Printed Name of Notary

My Commission Expires:

MICHELLE RENEE HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires 11/26/2006

4

15
16
17

9.5.2001, Apr. 9, 2003

ERU

Area Connection Fee

RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Establish the
The Rothman Road Sanitary Sewer Area Connection Fee and
The Parkerdale Sanitary Sewer Area Connection Fee
Resolution No. 92-4-13-05-2

4

WHEREAS, on the 26th day of February, 2003, the Board of Public Works (Board) approved Resolution No. 90-64-20 authorizes the establishment of cumulative funds to hold area connection fees collected for the purpose of defraying costs for planning, engineering, financing and construction of sanitary sewer related projects within specific service areas;

WHEREAS, studies indicate that the initial cost of sanitary sewer planning, engineering and construction projects in the Rothman Road area and the Parkerdale area is more than $2,500,000;

WHEREAS, the Board finds that all new customers to the area of Rothman Road and Parkerdale should be assessed a portion of the costs necessary to fund the required improvements to the system; and

WHEREAS, the Board defined the Equivalent Residential Unit (ERU) by a Board Resolution adopted September 5, 2001 and as subsequently amended on April 9, 2003 as an acceptable unit of measure for determining Area Connection Fees for real estate to the service by the City.

NOW THEREFORE BE IT RESOLVED, that the Board adopts the ERU based Area Connection Fees as set forth below for all real estate in the area generally located in the area described on Exhibit A as the area subject to the Rothman Area Connection Fee – Sanitary Sewer and for all real estate in the area generally located in the area described on Exhibit B as the area subject to the Parkerdale Area Connection Fee – Sanitary Sewer. This shall be effective this date and until such time modified. Said fees shall be collected prior to connection to the facilities described herein.

15
16
17

The ERU fees are set forth below:

Rothman	$2,540 per ERU
Parkerdale	$ 735 per ERU.

BE IT FURTHER RESOLVED, that such respective fees shall be placed in their respective and appropriate cumulative funds.

BE IT FURTHER RESOLVED, that the fees may be adjusted for inflation each year based on increases of the All Urban Consumer Price Index.

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional specific sanitary sewer charges and fees may be established by the Board to fund projects relating to sanitary sewer improvements within the area.

BE IT FURTHER RESOLVED that the Board may consider and approve adjustments to these area connection fees to previous amounts based on the request of property owners of real estate in the respective areas that had documented plans for development of real estate in the specific areas before the approval of this resolution.

APPROVED THIS 13th **day of** April **, 2005.**

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk of the Board

This document prepared by Thomas T. Nitza, Jr., P.E., Water Resources.

EXHIBIT A
ROTHMAN
SANITARY SEWER AREA CONNECTION FEE

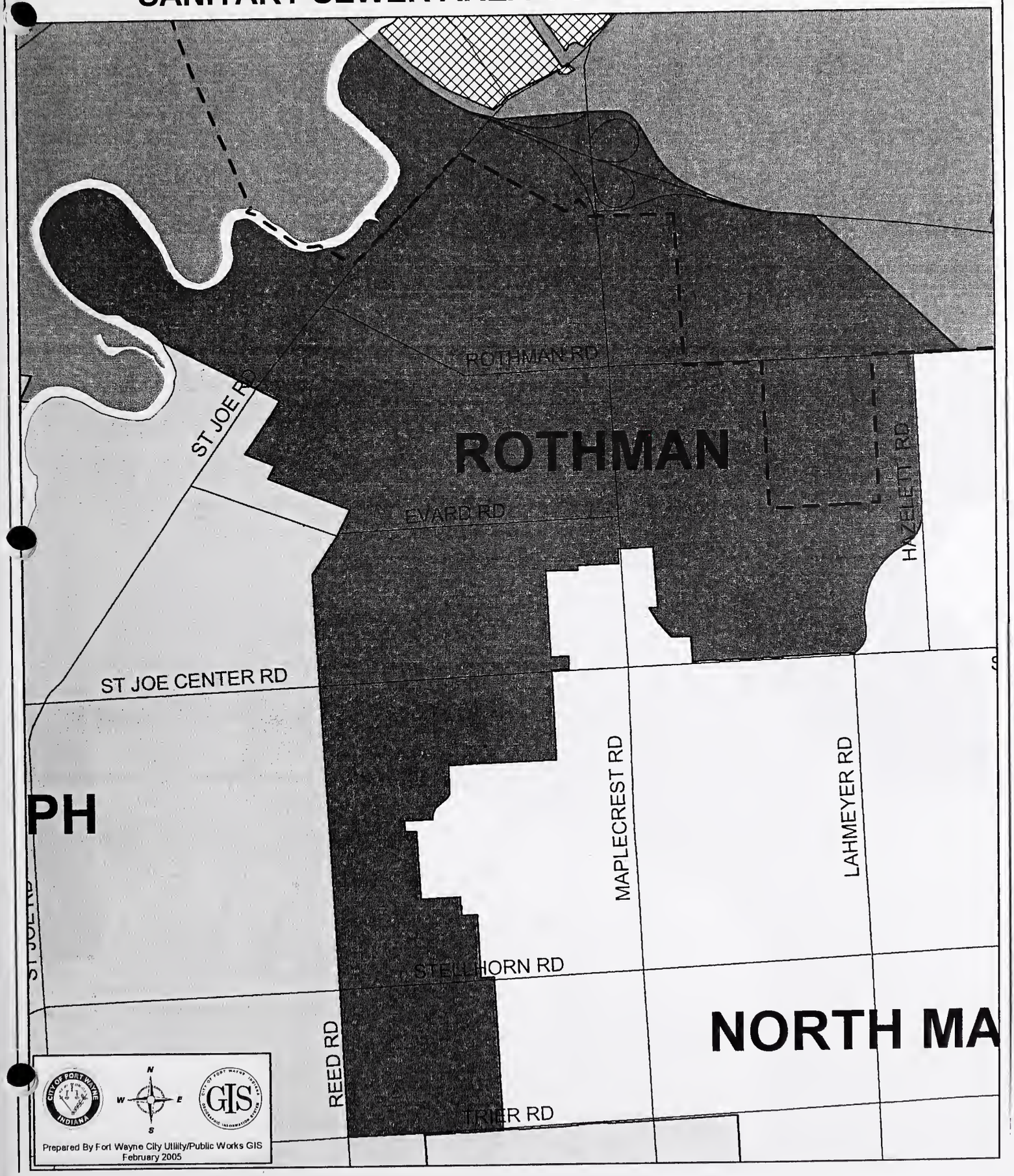
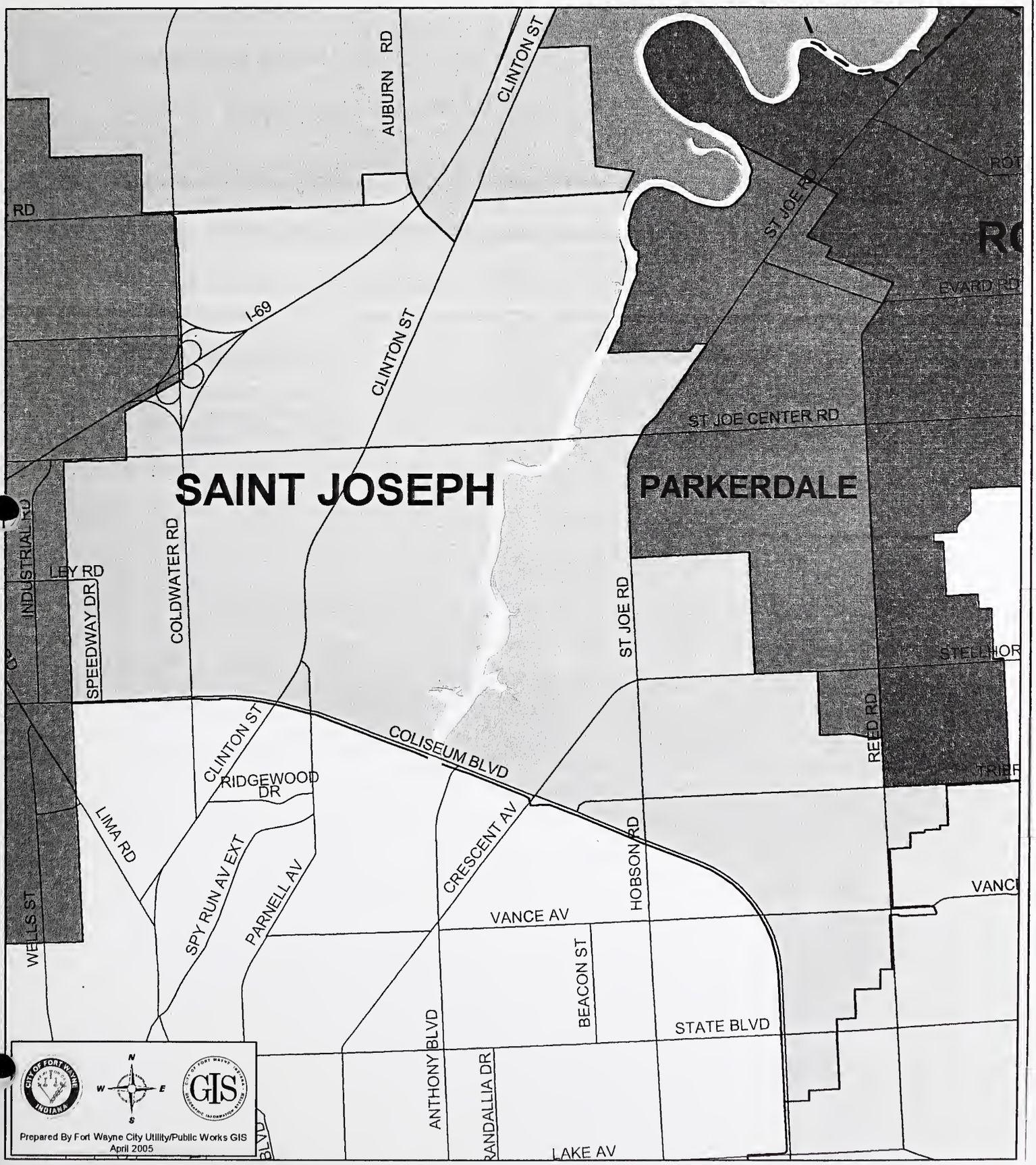


EXHIBIT B
PARKERDALE
SANITARY SEWER AREA CONNECTION FEE



ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Regina A. Bostwick, Ryan T. Chasey, John Suarez of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this 13th day of April 2005.

Michelle R. Hadley
Notary Public
Resident of Allen County

My Commission Expires:

MICHELLE RENEE HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires 11/26/2006

Michelle R. Hadley
Printed Name of Notary

RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Establish the
Rothman Sanitary Sewer Cumulative Fund
Resolution No. 92-4-13-05-1

4

WHEREAS, on the 26th day of February, 2003, the Board of Public Works passed Resolution No. 90-64-20 authorizing the establishment of cumulative funds to hold area connection fees collected for the purpose of defraying the cost of planning, engineering, and construction of sanitary sewer within specific service areas;

WHEREAS, on the 13th day of August, 2003, the Board of Public Works passed Resolution No. 90-261-13 authorizing the establishment of cumulative funds to hold specific sanitary sewer charges collected for the purpose of defraying the cost of planning, engineering, financing and construction of sanitary sewer related projects within specific sewer service areas; and

WHEREAS, the Board finds that continuing development of land in the area of Rothman Road necessitates long-term planning, financing, and construction of new sanitary sewer infrastructure to properly transport sewage to Fort Wayne Wastewater facilities without creating an adverse impact on the physical, social, and economic character of the community.

NOW THEREFORE BE IT RESOLVED that the Board of Public Works herein authorizes the establishment of a cumulative fund titled, "Rothman Sanitary Sewer Cumulative Fund" and that collected area connection fees and specific sanitary sewer charges shall be placed in said fund from the effective date of this Resolution forward until directed differently by the Board.

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional specific sanitary sewer charges and area connection fees may be established by the Board to fund projects relating to sanitary sewer improvements within the area.

APPROVED THIS 13th **day of** April **, 2005.**

BOARD OF PUBLIC WORKS

16
17

Regina A. Kostoff
Regina A. Kostoff, Chair

John Suarez
John Suarez, Member

Ryan P. Chasey
Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk of the Board

This document prepared by Thomas T. Nitza, Jr., P.E., Water Resources

IMPROVEMENT RESOLUTION NO. #7030-05

NORTH HIGHLANDS: NEBRASKA NEIGH. IMPROVEMENT
WORK ORDER NO. 11884

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: CONCRETE SIDEWALKS, YARDWALKS, DRIVE APPROACHES, CURBS, SEED AND MULCH RESTORATION

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 13th day of April, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

NORTH HIGHLANDS: NEBRASKA NEIGH. IMPROVEMENT RES. NO.: 7030-05

DATE: APRIL 8, 2005 W.O. NO.: 11884

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Curb	1650	LF	5.00	8250.00
2.	Removal of Concrete	915	SY	6.00	5490.00
3.	Asphalt / Concrete Pavement Patching	250	SY	45.00	11250.00
4.	Concrete Sidewalk (4")	645	SY	22.00	14190.00
5.	Concrete Steps, Undistributed	10	CY	55.00	550.00
6.	Concrete Curb Type III	1650	SY	11.00	18150.00
7.	Concrete Pavement for Residential Drive (6")	235	SY	24.00	5640.00
8.	Concrete Pavement for Commercial Drive (8")	35	SY	30.00	1050.00
9.	Bituminous Surface, No. 11, HAC Undistributed	4	TON	100.00	400.00
10.	Top Soil	97	TON	15.00	1455.00
11.	Tree Fertiliazation: (over12" to 24") 18" size	12	EA	75.00	900.00
12.	Mulched Seeding,	880	SY	2.00	1760.00
13.	Backfill Behind Curb (Borrow)	93	TON	6.00	558.00
14.	Water Valves (Curb-Box) Adjusted to Grade	6	EA	35.00	210.00
15.	Castings Adjusted to Grade	4	EA	175.00	700.00
16.	Casting Type "C" - Undistributed Furnished & Adjusted to Grade	1	EA	395.00	395.00
17.	Casting Type "A" - Undistributed Furnished & Adjusted to Grade	2	EA	360.00	720.00
18.	Type "O" Compacted Aggregate for Base, No.53	15	TON	15.00	225.00
19.	Bed Course Material	252	TON	10.00	2520.00
20.	Standard Barricade, Type II Type C Const. Warning Light	70	EA	28.00	1960.00
21.	Construction Signs, Type "A"	16	EA	80.00	1280.00
22.	Maintenance of Traffic	1	LS	3106.00	3106.00
23.	Mobilization / Demobilization	1	LS	4038.00	4038.00

SUB-TOTAL: 84797.00
E&I @16% 13567.52

TOTAL: $98,364.52

RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Establish the
Rothman East Area Sanitary Sewer Capital Improvement Surcharge
Resolution No. 92-4-20-05-3

4

WHEREAS, in August of 2003, the Board of Public Works approved Resolution 90-261-13 authorizes the establishment of cumulative funds to hold specific sanitary sewer charges collected for the purpose of defraying costs for planning, engineering, financing and construction of sanitary sewer related projects within specific sewer service areas;

WHEREAS, studies indicate that the initial cost of sewer planning, engineering and construction projects in the Rothman East Area is approximately $1,500,000;

WHEREAS, an area at the northeastern edge of the City has experienced growth that resulted in the Board authorization of the construction of the Rothman Road East Sanitary Sewer Facilities;

WHEREAS, the Board finds that all new customers in the area of Rothman East should be assessed a portion of the costs necessary to fund the required improvements to the system;

WHEREAS, the Board has defined and amended the Equivalent Residential Unit (ERU) as an acceptable unit of measure; and

WHEREAS, the Board desires to establish a capital improvement surcharge for new customers connecting to the City's sewer facilities as a means to defray the costs of constructing the sewer facilities necessary to serve the Rothman East area as shown on Exhibit A.

NOW THEREFORE BE IT RESOLVED, effective this date and until such time modified, all new sanitary sewer customers in the area generally shown on Exhibit A as subject to the Rothman East Capital Surcharge - Sanitary Sewer and specifically transporting sanitary sewage through the sanitary sewer pipe segment, "R-CSC#1" as shown on Exhibit B shall be charged $17.50 per month for each ERU.

BE IT FURTHER RESOLVED, that such charges shall be placed in their respective cumulative funds.

BE IT FURTHER RESOLVED, that the capital improvement surcharge may be adjusted for inflation based on increases of the All Urban Consumer Price Index.

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional specific sanitary sewer charges and area connection fees may be established by the Board to fund projects relating to sanitary sewer improvements within the area.

APPROVED by the Board of Public Works on April 20, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk of the Board

This document prepared by Thomas T. Nitza, Jr., P.E., Water Resources.

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Regina A. Kostoff, Ryan P. Chasey, John Suaren of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this 20th day of April 2005.

Michelle R. Hadley
Notary Public
Resident of Allen County
Michelle R. Hadley
Printed Name of Notary

My Commission Expires:

MICHELLE R. HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires 11/26/2006

EXHIBIT A
ROTHMAN EAST AREA
SANITARY SEWER CAPITAL IMPROVEMENT SURCHARGE

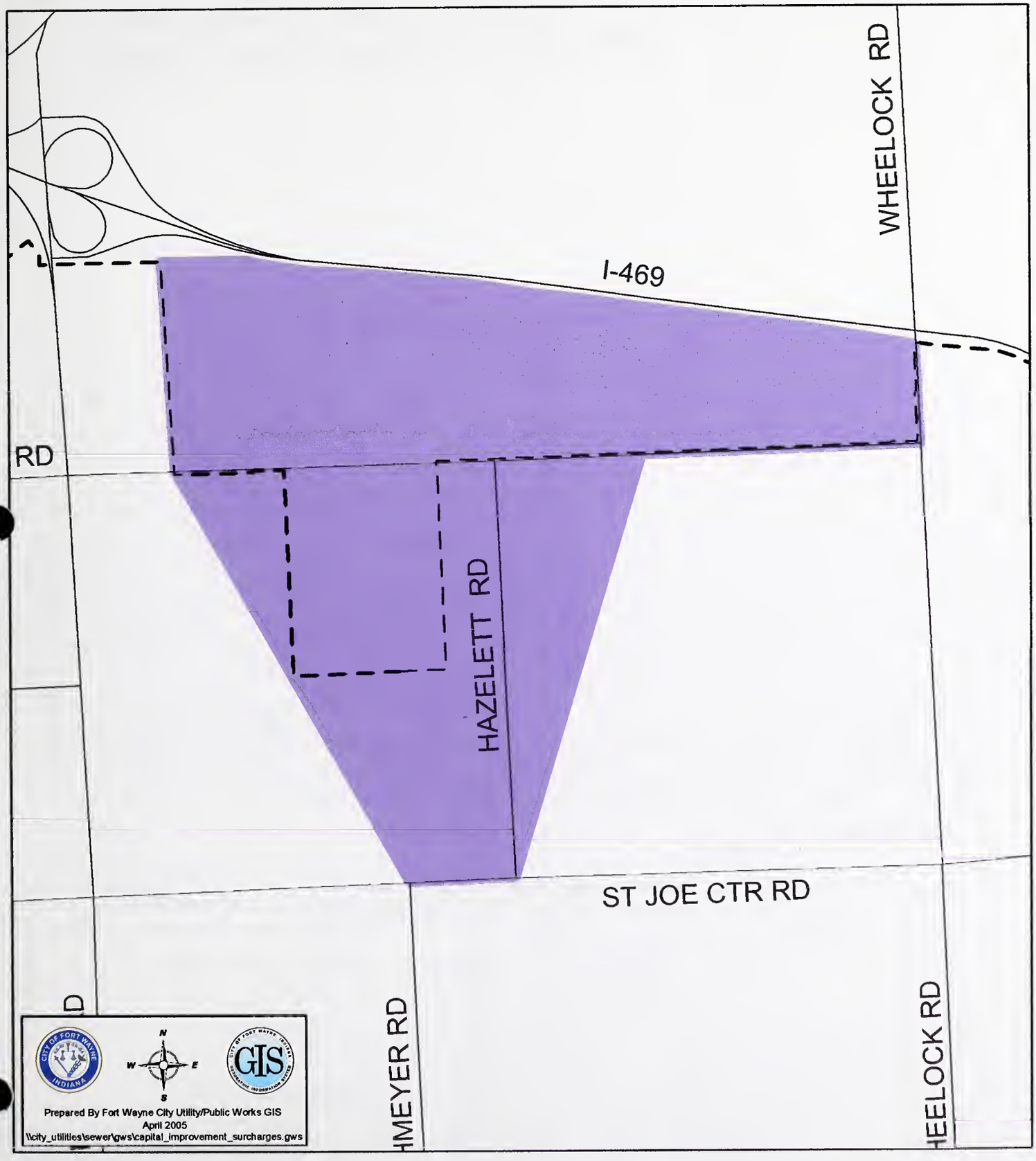


Exhibit D.
Capital Surcharge Effectiveness Map
Rothman Road East Sanitary Sewer Facilities.
April 4, 2005.

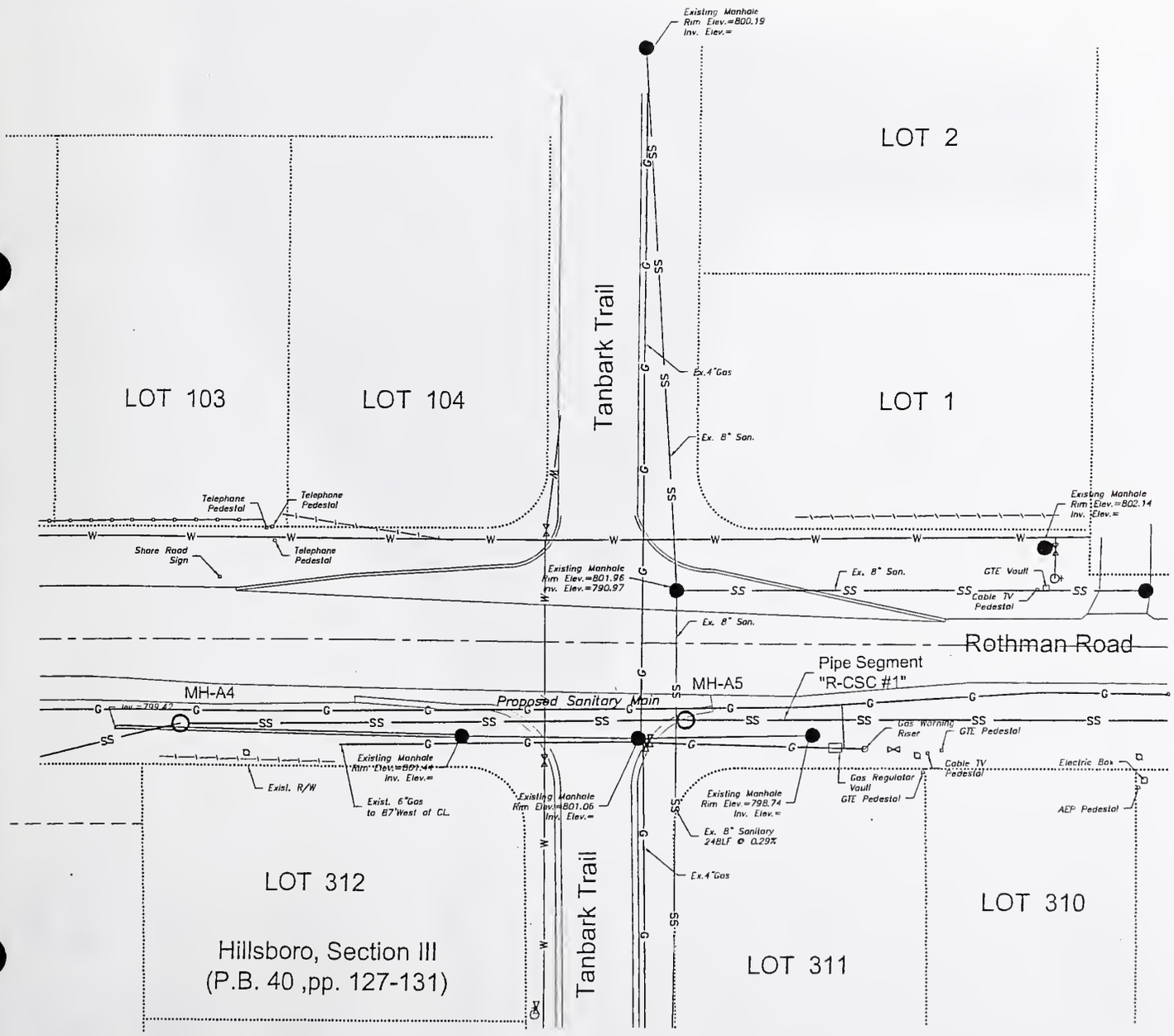
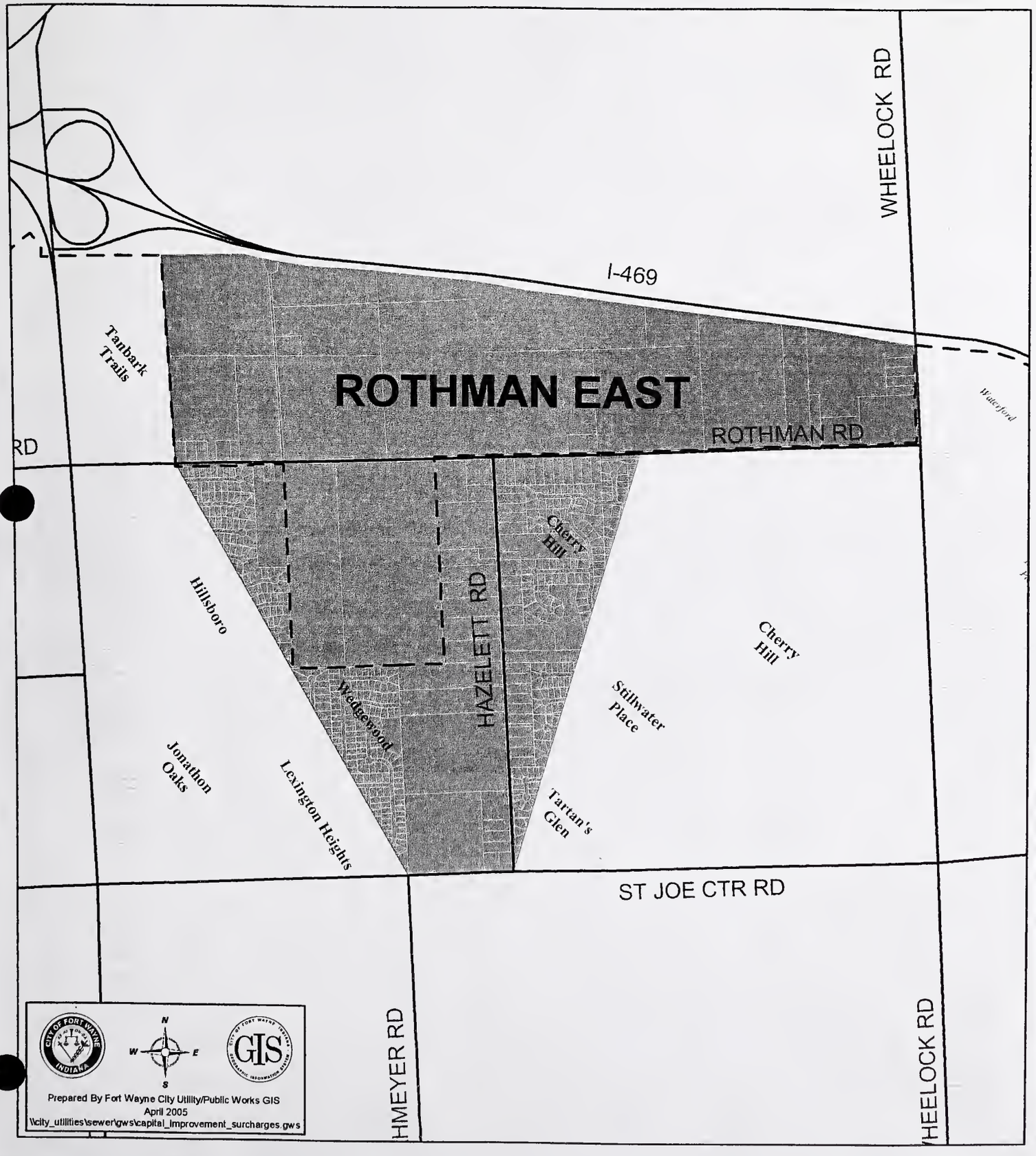


EXHIBIT A
ROTHMAN EAST AREA
SANITARY SEWER CAPITAL IMPROVEMENT SURCHARGE



IMPROVEMENT RESOLUTION NO. 7029-05

KEKIONGA DRIVE - ENGLE ROAD TO VERNON DRIVE
WORK ORDER NO. 11887

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: CONCRETE PAVEMENT RECONSTRUCTION, COMMERCIAL DRIVE APPROACHES, SIDEWALKS, CURBFACE WALK, YARDWALKS, SEED & MULCH RESTORATION

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 20th day of April, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: KEKIONGA DRIVE RES. NO.: 7029-05

DATE: APRIL 18, 2005 W.O. NO.: 11887

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Concrete	300	SY	5.00	1500.00
2.	Removal of Pavement	4005	SY	5.50	22027.50
3.	Common Excavation, Undistributed	200	CY	10.00	2000.00
4.	Anchor Bolts	400	EA	7.00	2800.00
5.	Cement Concrete Pavement, Plain (6")	4005	SY	23.00	92115.00
6	Concrete Sidewalk (4")	90	SY	20.00	1800.00
7.	Concrete Curbface Sidewalk (4") With Rolled Curb	40	SY	26.50	1060.00
8.	Concrete Pavement for Commercial Drive (8")	140	SY	28.00	3920.00
9.	Concrete Wingwalk & Ramps (6")	30	SY	40.00	1200.00
10.	Bituminous Surface, No. 11, HAC Undistributed	3	TON	90.00	270.00
11.	Top Soil	95	TON	14.00	1330.00
12.	Tree, Fertlization	23	EA	65.00	1495.00
13.	Mulched Seeding,	900	SY	2.00	1800.00
14.	Backfill Behind Curb (Borrow)	150	TON	6.00	900.00
15.	Water Valves (Curb-Box) Adjusted to Grade	1	EA	35.00	35.00
16.	Casting Type "C", Furnished & Adjusted to Grade Undistributed	4	EA	395.00	1580.00
17.	Casting Type "F", Flat Alley Casting Furnished & Adjusted to Grade	1	EA	360.00	360.00
18.	Underdrain, 6" Perforated Plastic, Group K Pipe (Incl. #8 Aggregate Backfill)	2650	LF	8.00	21200.00
19.	Type "O" Compacted Aggregate for Base, No.1 or No.2, For Undercuts	200	TON	14.00	2800.00
20.	Type "O" Compacted Aggregate for Base, No.53	1220	TON	14.00	17080.00
21.	Bed Course Material	70	TON	9.00	630.00
22.	1" Inch Expansion Joint, With Load Transfer	27	LF	11.00	297.00
23.	Inlet, Type I-C	1	LS	1250.00	1250.00
24.	Inlet, Type I-F, Flat Alley Casting	1	LS	1250.00	1250.00
25.	48" Mnahole, Type I-C	1	LS	2500.00	2500.00
26.	Standard Barricade, Type II Type C Const. Warning Light	50	EA	28.00	1400.00
27.	Construction Signs, Type "A"	5	EA	80.00	400.00
28.	Standard Barricade, Type III - B	4	EA	120.00	480.00
29	Maintenance of Traffic	1	LS	7419.00	7419.00
30	Mobilization / Demobilization	1	LS	9645.00	9645.00

SUB-TOTAL: 202543.50
E&I @16%: 32406.96

TOTAL: $234,950.46

6
7

RESOLUTION APPROVING THE DEDICATION OF STREETS AND RIGHT-OF-WAY FOR THE ADAMS TOWNSHIP INDUSTRIAL AREA RESOLUTION 92-4-20-05-2

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

WHEREAS, on 15 December 2003, the Fort Wayne Redevelopment Commission adopted Resolution 2003-84 that approved the donation of approximately 329 acres to the Fort Wayne Redevelopment commission to develop and market for sale for industrial development; and

WHEREAS, on 21 February 2005, the Fort Wayne Redevelopment Commission approved an agreement for the sale and development of said real estate to the prospective purchaser for the acquisition and development of twenty (20) acres and including a right of first refusal to purchase an additional ten (10) acres of land adjacent to the property within five (5) years from the date of closing (both subject to final survey) in Adams Township Industrial Area; and

WHEREAS, the Fort Wayne Redevelopment Commission has approved a Site Development Plan and a Purchase Agreement for the sale and development of a twenty-acre (20-acre) parcel located within Adams Township Industrial Area identified on Exhibit A attached hereto; and

WHEREAS, it is necessary to dedicate a public street along the northern boundary of said 20-acre parcel and to dedicate additional right-of-way along Adams Center Road along the western edge of said 20-acre parcel; and

WHEREAS, attached hereto as Exhibit B is a Street Dedication Deed giving the legal description of the public street to be the entrance to Adams Township Industrial Area and further describing the additional right-of-way on Adams Center Road; and

WHEREAS, the Fort Wayne Redevelopment Commission have reviewed said Street Dedication Deed and have approved the same.

NOW, THEREFORE, be it resolved by the Board of Public Works that:

1. The Street Dedication Deed attached hereto as Exhibit B is hereby approved.

APPROVED THIS 20th DAY OF April, 2005

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

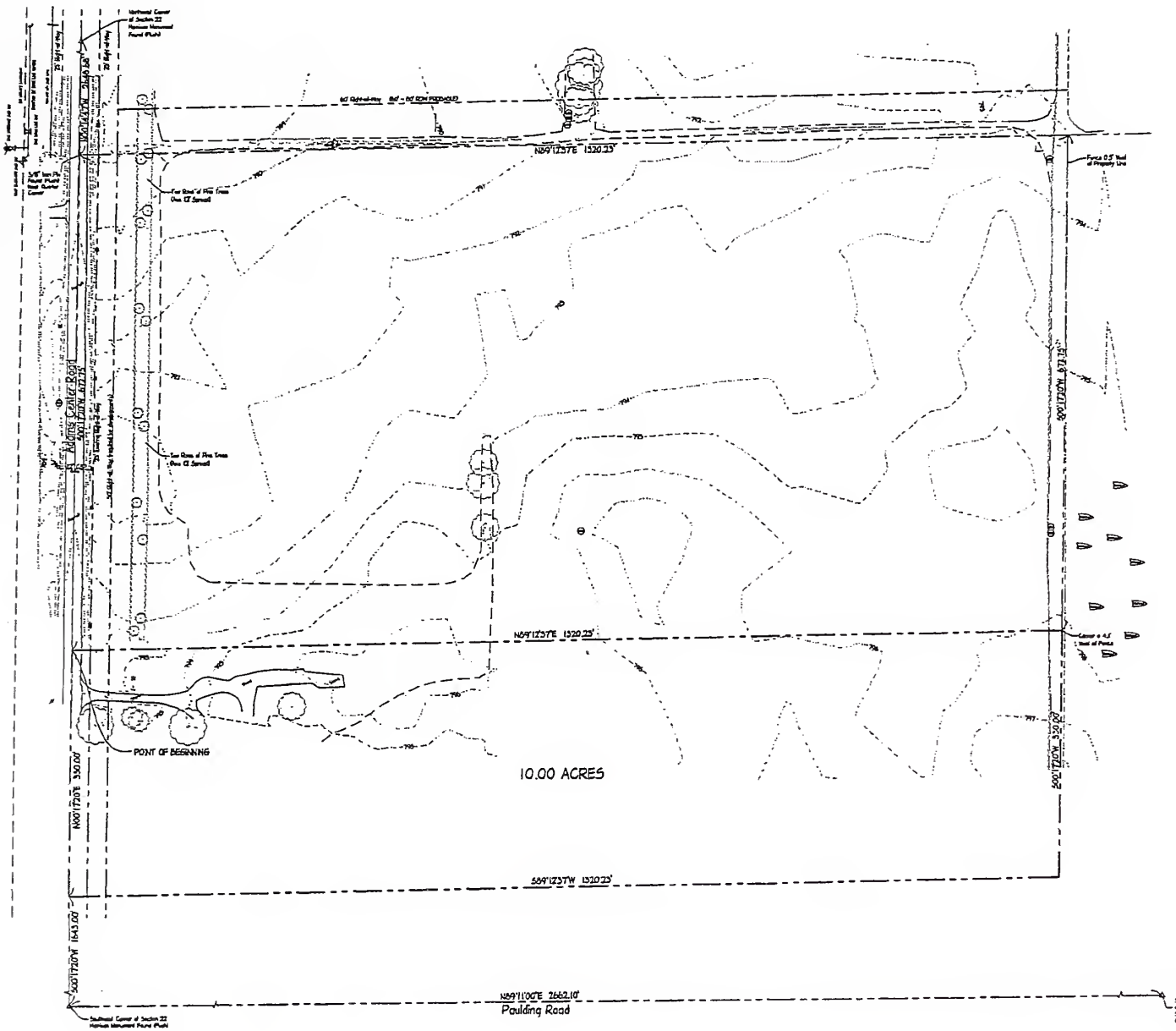
EXHIBIT A

A part of the Southwest quarter of Section 22, township 30 North, Range 13 East, (Adams Township) Fort Wayne, Indiana, described as:

Beginning at the Northwest corner of the southwest Quarter of said Section 22; thence North 89 degrees 12 minutes 37 seconds East a distance of 1320.23 feet along the north line of said quarter section to a 5/8 inch rebar with Bonar Group cap; thence South 00 degrees 17 minutes 20 seconds West a distance of 672.75 feet to a 5/8 inch rebar with Bonar Group cap; thence South 89 degrees 12 minutes 37 seconds West a distance of 1320.23 feet to the West line of said quarter section; thence North 00 degrees 17 minutes 20 seconds East a distance of 672.75 feet along said west line to the point of beginning, containing 20.386 acres, more or less.

7

EXHIBIT "A"

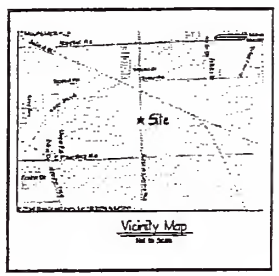


Bonar Group
Engineers • Surveyors • Planners
1700 MAGNAVOX WAY, SUITE 1 NE
FORT WAYNE, INDIANA 46804
PHONE 260-459-4300

Description for New 20 acre Parcel

A part of the Southwest quarter of Section 22, township 30 North, Range 13 East, (Adams Township) Fort Wayne, Indiana, described as:

Commencing at the Northwest corner of the southwest Quarter of said Section 22 thence South 00 degrees, 17 minutes 03 seconds West, along the west line of said Quarter Section, a distance of 672.25 feet to the POINT OF BEGINNING; thence North 89 degrees, 12 minutes, 57 seconds East a distance of 1320.23 feet, to a 5/8 inch rebar with Bonar Group cap; thence South 00 degrees, 17 minutes, 03 seconds West a distance of 330.00 feet; thence South 89 degrees, 12 minutes, 57 seconds West a distance of 1320.23 feet to the West line of said quarter section; thence North 00 degrees, 17 minutes, 03 seconds East a distance of 330.00 feet along said west line to the point of beginning containing 10.00 acres, more or less.



SYMBOL LEGEND

	Power Pole
	Guy Anchor
	Tree Deciduous
	Control Point
	Monument
	Telephone Pedestal
	Concrete Mast Post
	Monitoring Well
	Tree Pine
	Culvert Flow Direction
	Mailbox/ Post

ACKNOWLEDGEMENT

STATE OF INDIANA)
SS:
COUNTY OF ALLEN)

BEFORE ME, a Notary Public, in and for said County and State, this 20th day of April, 2005, personally appeared the within named **Regina A. Kostoff, Ryan P. Chasey, John Suarez,** and **Marilyn Huth**, by me personally known, who being by me duly sworn said that they are respectively the **Chair, Members and Clerk of the Board of Public Works** of the **City of Fort Wayne, Indiana,** and that they signed said instrument on behalf of the City of Fort Wayne, Indiana, with full authority so to do and acknowledge said instrument to be in the voluntary act and deed of said **City** for the uses and purposes therein set forth.

IN WITNESS WHEREOF, hereunto subscribed my name, affixed my official seal.

Michelle R. Hadley
Notary Public

Michelle R. Hadley
Printed Name of Notary

My Commission Expires:

Resident of MICHELLE RENEE HADLEY Notary Public, State of Indiana County of Allen My Commission Expires 11/26/2006 **County.**

7

EXHIBIT B

Project: Adams Township Industrial Area

STREET DEDICATION DEED

7

THIS INDENTURE WITNESSETH that **THE CITY OF FORT WAYNE, DEPARTMENT OF REDEVELOPMENT**, a municipal corporation ("Grantor"), in consideration of One and no 1/00 Dollar ($1.00) and other good and valuable consideration, receipt of which is hereby acknowledged, does hereby grant, dedicate and convey to the City of Fort Wayne, of Allen County, in the State of Indiana, and to the public, collectively as Grantee, for public street, sidewalk and utility purposes over and across the following described real estate in Allen County, Indiana, now owned by Grantor: See Exhibit A attached hereto and made a part hereof.

The property conveyed hereunder shall be subject to all real estate taxes and assessments and other liens and encumbrances, to all encroachments and easements, visible or of record, and to all restrictions, conditions and limitations of record.

Grantor shall be responsible for all claims, damages and maintenance arising out of, and with respect to, the subject property until the date this Deed is recorded. Grantee shall be responsible for all such claims, damages and maintenance arising on and after the date this Deed is recorded.

The undersigned persons executing this Deed on behalf of Grantor represent and certify: that they are duly authorized to act for Grantor and have been duly empowered by proper resolution to execute and deliver this Deed; and that all necessary action for the making of such conveyance has been duly taken and done.

IN WITNESS WHEREOF, Grantor has caused this Deed to be executed this 22 day of APRIL, 2005.

GRANTOR:
CITY OF FORT WAYNE
DEPARTMENT OF REDEVELOPMENT

By: _____
Steven E. McElhoe, Its President

ATTEST

_____
Christopher Guerin, Its Secretary

STATE OF INDIANA)
COUNTY OF ALLEN) SS:

Before me, a Notary Public, in and for said County and State, personally appeared Steven E. McElhoe on the 22 day of April 2005, and acknowledged the execution of the foregoing Street Dedication Deed as his voluntary act and deed.

Resident of Allen County, Indiana
My Commission Expires: SEPT 25 2006

Signature of Notary Public

JAMES C LINDSAY
Printed Name of Notary Public

STATE OF INDIANA)
COUNTY OF ALLEN) SS:

Before me, a Notary Public, in and for said County and State, personally appeared Christopher Guerin on the 22 day of APRIL 2005, and acknowledged the execution of the foregoing Street Dedication Deed as his voluntary act and deed.

Resident of Allen County, Indiana
My Commission Expires: SEPT 25 2006

Signature of Notary Public

JAMES C LINDSAY
Printed Name of Notary Public

This instrument prepared by John J. Wernet, Attorney at Law

Right-of-way Dedication Description for Logistics Drive

Part of the Northwest Quarter of Section 22, Township 30 North, Range 13 East, Adams Township, Allen County, Indiana, being a part of the 328.263 acre tract as recorded in Document Number 204021738 in the Office of the Recorder of Allen County, Indiana, more particularly described as follows:

Commencing at the Southwest Corner of said Northwest Quarter; thence North 89 degrees 12 minutes 37 seconds East, a distance of 60.00 feet along the south line of said Northwest Quarter to the Point of Beginning; thence North 00 degrees 14 minutes 47 seconds West, a distance of 85.00 feet parallel with the west line of said Northwest Quarter; thence North 89 degrees 12 minutes 37 seconds East, a distance of 173.64 feet parallel with said south line; thence South 85 degrees 04 minutes 17 seconds East, a distance of 150.54 feet; thence North 89 degrees 12 minutes 37 seconds East, a distance of 937.31 feet along a line parallel with and 70.00 feet north of the south line of said Northwest Quarter; thence South 00 degrees 17 minutes 20 seconds West, a distance of 70.01 feet to said south line; thence South 89 degrees 12 minutes 37 seconds West, a distance of 1260.23 feet along said south line to the Point of Beginning, containing 2.11 acres, more or less.

This description was prepared by Brian J. Stoody, Indiana Registered Land Surveyor, License Number LS20300036, on the 4th day of April 12, 2005.

_____

Brian J. Stoody

Created by: Brian Stoody of Bonar Group
Created on 04/01/2005 10:20:00 AM
P:\2500\2569.00\Desc\Street Dedication.doc
Last printed 04/15/2005 1:23:00 PM

60' Right-of-way Dedication Description for Adams Center Road & Paulding Road

Part of the Northwest, Southwest and Southeast Quarter of Section 22, Township 30 North, Range 13 East, of the Second Principal Meridian, Adams Township, Allen County, Indiana, being a part of the 328.263 acre tract as recorded in Document Number 204021738 in the Office of the Recorder of Allen County, Indiana, more particularly described as follows:

Beginning at the Southwest Corner of said Northwest Quarter; thence North 00 degrees 14 minutes 47 seconds West (assumed bearing), a distance of 1919.29 feet along the west line of said Northwest Quarter to the southeasterly right-of-way line of The Penn Central Railroad; thence South 62 degrees 33 minutes 07 seconds East, a distance of 67.76 feet along said southeasterly right-of-way line; thence South 00 degrees 14 minutes 47 seconds East, a distance of 1888.08 feet parallel with said west line; thence South 00 degrees 17 minutes 20 seconds West, a distance of 2584.86 feet parallel with the west line of said Southwest Quarter; thence North 89 degrees 11 minutes 00 seconds East, a distance of 2600.97 feet parallel with the south line of said Southwest Quarter; thence North 89 degrees 15 minutes 31 seconds East, a distance of 1640.87 feet parallel with the south line of said Southeast Quarter to the west line of an existing tract described in Document Number 850031082 in the Office of the Recorder of Allen County, Indiana; thence South 00 degrees 06 minutes 12 seconds East, a distance of 60.00 feet along said west line to the south line of said Southeast Quarter; thence South 89 degrees 15 minutes 31 seconds West, a distance of 1640.16 feet along said south line to the southwest corner of said Southeast Quarter; thence South 89 degrees 11 minutes 00 seconds West, a distance of 2662.10 feet along the south line of said Southwest Corner to the southwest corner thereof; thence North 00 degrees 17 minutes 20 seconds East, a distance of 2645.75 feet along the west line of said Southwest Quarter to the Point of Beginning, containing 12.11 acres of land, more or less.

This description was prepared by Brian J. Stoody, Indiana Registered Land Surveyor, License Number LS20300036, on the 12th day of April 4, 2005.

_____

Brian J. Stoody

Created by: Brian Stoody of Bonar Group
Created on 04/04/2005 8:42:00 AM
P:\2500\2569.00\Desc\AdamsCenter-PauldingRoad.doc
Last printed 04/15/2005 1:23:00 PM

RESOLUTION REGARDING NEED FOR CONSULTING SERVICES TO PROVIDE 2005 ON-CALL SURVEYING AND DRAFTING SERVICES FOR WATER RESOURCES PLANNING & DESIGN DEPARTMENT MISC. RESOLUTION NO. 92-4-20-05-1

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

WHEREAS, the Water Resources Planning & Design Services Department has, on occasion, a need for surveying and drafting services on various projects; and

WHEREAS, the Planning & Design Services does not have the required resources to perform such work; and

WHEREAS, the Department is in need of said drafting and surveying services and said need is recognized.

NOW, THEREFORE, the Board of Public Works hereby resolves to hire consultants on an "as-need" basis and does hereby acknowledge the attached established hourly rates associated with surveying and drafting services from D.A. Brown, DLZ, Russell Engineering, and USInfrastructure.

APPROVED THIS 20th DAY OF April, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

D.A. Brown
Engineering Consultants Inc.

Civil
Investigative
Mechanical
Structural
Surveying

702 Goodwin Place
P.O. Box 128
Kendallville, IN 46755
260-347-5599
Fax 260-347-9484

Title		Rate/hr
President/Principal	$	110.00
Vice President	$	100.00
Senior Project Manager	$	95.00
Project Manager	$	90.00
Senior Professional	$	100.00
Project Professional	$	95.00
Staff Engineer	$	90.00
Engineer	$	85.00
Project Manager Assistant	$	75.00
CAD Manager	$	80.00
Lead Drafter	$	75.00
Senior Drafter	$	70.00
Associate Drafter	$	65.00
Drafter	$	60.00
Surveying Operations Mgr.	$	90.00
Land Surveyor	$	80.00
Party Chief	$	75.00
Senior Field Tech.	$	70.00
Assoc. Field Tech.	$	65.00
Field Tech.	$	60.00
Clerk	$	55.00

Please note: For Field rates, add $10 to rates shown.

Reimbursables

GPS	$	100.00	per hour
Shipping		+10%	
Subcontracts		+10%	

RECEIVED
APR - 7 2005
WATER
RESOURCES

111 W. Columbia St., Suite 100 Fort Wayne, IN 46802 PHONE: (260) 420-3114 FAX: (260) 420-0240

Pursuant to the selection for the 2005-01 RFQ for the City Utilities Water Resources Department, the following is a list of hourly rates for above said services for calendar year 2005.

It is DLZ INDIANA, LLC (DLZ) understanding that the City of Fort Wayne – Planning and Design Services Department wishes to obtain on an on-call basis design, support staff for design, survey for utility projects. These services will require a 48-hour lead-time from Notice to Proceed. Each assignment will be estimated and submitted to the Planning and Design Services Department with the following base hourly rates / expenses valid through January 1, 2006:

Department Manager	$ 125.00/hr
Project Manager	$ 110.00/hr
Engineering III	$ 95.00/hr
Engineering II	$ 85.00/hr
Engineer I	$ 75.00/hr
Registered Land Surveyor	$ 110.00/hr
Topographic Crew	$ 115.00/hr
3 – Man Crew	$ 145.00/hr
Engineering Technician	$ 55.00/hr
Designer I	$ 65.00/hr
Clerical	$ 45.00/hr

EXHIBIT A

ATTACHMENT 2

2005 EMPLOYEE HOURLY RATE SCHEDULE

EMPLOYEE DESCRIPTION	HOURLY RATE
Corporate Principals	$ 102.50
Project Manager	$ 87.40
Survey Crew and Equipment	$ 126.95
Survey Crew Chief	$ 66.30
Engineering Technician	$ 52.30
CAD Drafting	$ 43.95
Secretary/Clerical	$ 31.20

8
9
10

EXHIBIT 1
FEE STRUCTURE

EMPLOYEE HOURLY RATE SCHEDULE
USInfrastructure, Inc.

EMPLOYEE DESCRIPTION	HOURLY RATE
Surveyor (P.L.S.)	$95.00
Survey Party Chief	$75.00
Rodman	$45.00
CADD Technician	$55.00
Clerical	$40.00
Division Manager	$130.00
Project Manager	$110.00
Project Engineer	$85.00
Engineering Technician	$65.00

8
9
10

IMPROVEMENT RESOLUTION NO. 7040-05

CONCRETE STREET REPAIRS 2A-2005
WORK ORDER NO. 11874

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: **VARIOUS LOCATIONS IN COUNCIL DISTRICT 2:**

Burning Tree Addition:
Thornapple Cove, Burning Tree Ct., and Chapelwood Place for partial reconstruction of concrete pavement.

Woodland Lake Addition:
Culverton Pass and Ruston Pass,Tamar Trail and Woodland Crossing, Derev Court and Woodland Crossing, Woodland Crossing between Silver Lake Court and Ruskin Court, and 1718 Woodland Lake Pass for partial reconstruction of concrete pavement and mulch seed restoration.

New Kirkwood Park:
3129 Beacon Street and 2700 - 2800 Roscommon Drive for partial reconstruction of concrete pavement, rehabilitation of storm sewers, drive approaches and mulch seed restoration.

Tanbark Trails Addition:
7800 Block of Ridgeside for partial reconstruction of concrete paement and mulch seed restoration.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 20th day of April, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

8
9
10

ESTIMATE OF QUANTITIES

PROJECT: CONCRETE STREET REPAIR PKG. 2-A-2005 **RES. NO.: 7040-05**
DATE: APRIL 15, 2005 **W.O. NO.: 11874**

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	REMOVAL OF CONCRETE	164	SY	$5.50	$902.00
2.	REMOVAL OF CONCRETE PAVEMENT (INCLUDES I-B CURB)	3240	SY	$6.50	$21,060.00
3.	CONCRETE SIDEWALK 4"	42	SY	$22.50	$945.00
4.	CEMENT CONCRETE PAVEMENT , PLAIN 6", 7 - BAG MIX W / SUPERPLASTICIZER - (INCLUDES CURB)	3190	SY	$24.50	$78,155.00
5.	ANCHOR BOLTS	784	EA	$8.00	$6,272.00
6.	CONCRETE PAVEMENT FOR RESIDENTIAL DRIVE	138	SY	$26.50	$3,657.00
7.	"SPECIAL" CONCRETE CURB TYPE I-B (3.5' - 4' WIDTH)	60	LF	$24.00	$1,440.00
8.	CONCRETE WINGWALK AND ADA RAMPS	32	SY	$29.00	$928.00
9.	TOP SOIL (2" AVERAGE DEPTH)	84	TON	$14.00	$1,176.00
10.	FERTILIZE TREES	10	EA	$36.00	$360.00
11.	TREE REMOVAL	1	EA	$340.00	$340.00
12.	MULCHED SEEDING RESTORATION	442	SY	$2.00	$884.00
13.	BACKFILL BEHIND CURBS	90	TON	$5.00	$450.00
14.	WATER VALVE BOX (ADJUSTED TO GRADE)	1	EA	$36.00	$36.00
15.	CASTING TYPE "C" (ADJUST TO GRADE)	3	EA	$195.00	$585.00
16.	CASTING TYPE "A" (FURNISH AND ADJUST TO GRADE)	3	EA	$380.00	$1,140.00
17.	UNDERDRAIN, 6" PERFORATED PLASTIC, GROUP "K"	1040	LF	$8.00	$8,320.00
18.	TYPE "O" COMPACTED AGGREGATE FOR BASE (NO. 8 STONE)	480	TON	$13.00	$6,240.00
19.	BARRICADE TYPE III	10	EA	$120.00	$1,200.00
20.	CONSTRUCTION SIGN, TYPE "A"	16	EA	$85.00	$1,360.00
20.	PLASTIC DRUMS W/ FLASHERS	120	EA	$16.00	$1,920.00
22	MOBILIZATION AND DE-MOBILIZATION	1	LS	$7,600.00	$7,600.00
23	MAINTENANCE OF TRAFFIC	1	LS	$5,900.00	$5,900.00

SUB-TOTAL:	$150,870.00
E&I @16%	$24,139.20
TOTAL:	**$175,009.20**

IMPROVEMENT RESOLUTION NO. 7037-05

LEY ROAD: PHASE II
WORK ORDER NO. 11878

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: **Ley Road, from Roma to Industrial, by widening and replacing the existing concrete pavement and adding a bi-directional turn lane.**

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 20th day of April, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

9

10

ESTIMATE OF QUANTITIES

PROJECT: LEY ROAD
DATE: 4/13/2005
BID DATE: 5/11/05

RES. NO.: 7037-05
W.O. NO.: 11878

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	REMOVAL OF CURB	1650	LF	4.00	6600.00
2.	CONCRETE CURB TYPE "II-A" INCLUDING STIRRUPS (2' on center)	1650	LF	10.00	16500.00
3.	REMOVAL OF CONCRETE	3350	SY	7.00	23450.00
4.	12" RCP	20	LF	70.00	1400.00
5.	ADJUST WATER VALVE TO GRADE Undistributed	1	EA	50.00	50.00
6.	TOPSOIL	70	TON	20.00	1400.00
7.	SEED AND MULCH	350	SY	2.00	700.00
8.	MOBILIZATION AND DEMOBILIZATION	1	LS	10000.00	10000.00
9.	MAINTENANCE OF TRAFFIC	1	LS	8500.00	8500.00
10.	CONCRETE PAVEMENT PLAIN 9" (7 BAG WITH SUPERPLATIZER)	4150	SY	28.00	116200.00
11.	BACKFILL FOR BEHIND CURBS	125	TON	12.00	1500.00
12.	"D-I" CONTRACTION JOINT (includes 1 1/4" Epoxy Coated Dowel Bars @ 1'-0" c/c)	1900	LF	9.50	18050.00
13.	RETROFIT EXPANSION JOINT (Includes #7 Epoxy Coated Tie-Bar at 12" c/c)	85	LF	12.50	1062.50
14.	LONGITUDINAL JOINT (Inculdes #6 Epoxy Coated Tie-Bar at 3'-0" c/c)	1725	LF	1.50	2587.50
15.	TYPE "O" COMPACTED AGGREGATE FOR BASE, NO 53	700	TON	15.25	10675.00
16.	CONSTRUCTION SIGN TYPE "A" (ROAD CLOSED AHEAD - LEY ROAD)	4	EA	65.00	260.00
17.	CONSTRUCTION SIGN TYPE "A" (ROAD CLOSED AHEAD)	3	EA	60.00	180.00
18.	CONSTRUCTION SIGN TYPE "A" (ROAD CONSTRUCTION AHEAD)	5	EA	60.00	300.00
19.	BARRICADE TYPE "III"	2	EA	55.00	110.00
20.	BARRICADE TYPE "III" (ROAD CLOSED - LOCAL TRAFFIC ONLY)	5	EA	130.00	650.00
21.	COMMON EXCAVATION	535	CY	18.82	10068.70
22.	INLET - 2' x 3' CONC. INLET WITH GUTTER CASTING	2	EA	1975.00	3950.00
23.	FURNISH AND ADJUST CASTING TYPE "F" (FLAT CASTING)	3	EA	300.00	900.00
24.	FURNISH AND ADJUST CASTING TYPE "C" (GUTTER CASTING)	1	EA	350.00	350.00
25.	LINE, 4", SOLID YELLOW ("STAMARK" LIQUID PAVEMENT MARKING, series 1200) or approved equal	1880	FT	2.44	4587.20
26	LINE, 4", SOLID WHITE ("STAMARK" LIQUID PAVEMENT MARKING, series 1200) or approved equal	300	FT	2.44	732.00
27	LINE, 4", SKIP YELLOW ("STAMARK" LIQUID PAVEMENT MARKING, series 1200) or approved equal	220	FT	2.44	536.80
28	TRANSVERSE MARKING 8", YELLOW ("STAMARK" LIQUID PAVEMENT MARKING, series 1200) or approved equal	220	FT	4.92	1082.40
29	TRANSVERSE MARKING 12", YELLOW ("STAMARK" LIQUID PAVEMENT MARKING, series 1200) or approved equal	50	FT	8.36	418.00
30	WORD "ONLY" ("STAMARK" LIQUID PAVEMENT MARKING, series 1200) or approved equal	3	EA	199.00	597.00
31	ARROW LEFT ("STAMARK" LIQUID PAVEMENT MARKING, series 1200) or approved equal	7	EA	153.00	1071.00

SUB-TOTAL:	244468.10
E&I @16%	39114.90
TOTAL:	283583.00

10

WPCP POND 1 SLUICE GATES
RESOLUTION NO. 1720-2004

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the Construction of rehabilitation on existing sluice gates at the Water Pollution Control Plant

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "**WPCP POND 1 SLUICE GATES**" (project).

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $95,000.

APPROVED THIS 20th DAY OF April, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Establish the
Rothman East Area Sanitary Sewer Capital Improvement Surcharge
Resolution No. 92-4-20-05-3

WHEREAS, in August of 2003, the Board of Public Works approved Resolution 90-261-13 authorizes the establishment of cumulative funds to hold specific sanitary sewer charges collected for the purpose of defraying costs for planning, engineering, financing and construction of sanitary sewer related projects within specific sewer service areas;

WHEREAS, studies indicate that the initial cost of sewer planning, engineering and construction projects in the Rothman East Area is approximately $1,500,000;

WHEREAS, an area at the northeastern edge of the City has experienced growth that resulted in the Board authorization of the construction of the Rothman Road East Sanitary Sewer Facilities;

WHEREAS, the Board finds that all new customers in the area of Rothman East should be assessed a portion of the costs necessary to fund the required improvements to the system;

WHEREAS, the Board has defined and amended the Equivalent Residential Unit (ERU) as an acceptable unit of measure; and

WHEREAS, the Board desires to establish a capital improvement surcharge for new customers connecting to the City's sewer facilities as a means to defray the costs of constructing the sewer facilities necessary to serve the Rothman East area as shown on Exhibit A.

NOW THEREFORE BE IT RESOLVED, effective this date and until such time modified, all new sanitary sewer customers in the area generally shown on Exhibit A as subject to the Rothman East Capital Surcharge - Sanitary Sewer and specifically transporting sanitary sewage through the sanitary sewer pipe segment, "R-CSC#1" as shown on Exhibit B shall be charged $17.50 per month for each ERU.

BE IT FURTHER RESOLVED, that such charges shall be placed in their respective cumulative funds.

BE IT FURTHER RESOLVED, that the capital improvement surcharge may be adjusted for inflation based on increases of the All Urban Consumer Price Index.

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional specific sanitary sewer charges and area connection fees may be established by the Board to fund projects relating to sanitary sewer improvements within the area.

APPROVED by the Board of Public Works on April 20, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk of the Board

This document prepared by Thomas T. Nitza, Jr., P.E., Water Resources.

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Regina A. Kostoff, Ryan D. Chasey, John Suarez of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this 20th day of April 2005.

Michelle R. Hadley
Notary Public
Resident of Allen County
Michelle R. Hadley
Printed Name of Notary

My Commission Expires:
MICHELLE RENEE HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires 11/26/2006

EXHIBIT A
ROTHMAN EAST AREA
SANITARY SEWER CAPITAL IMPROVEMENT SURCHARGE

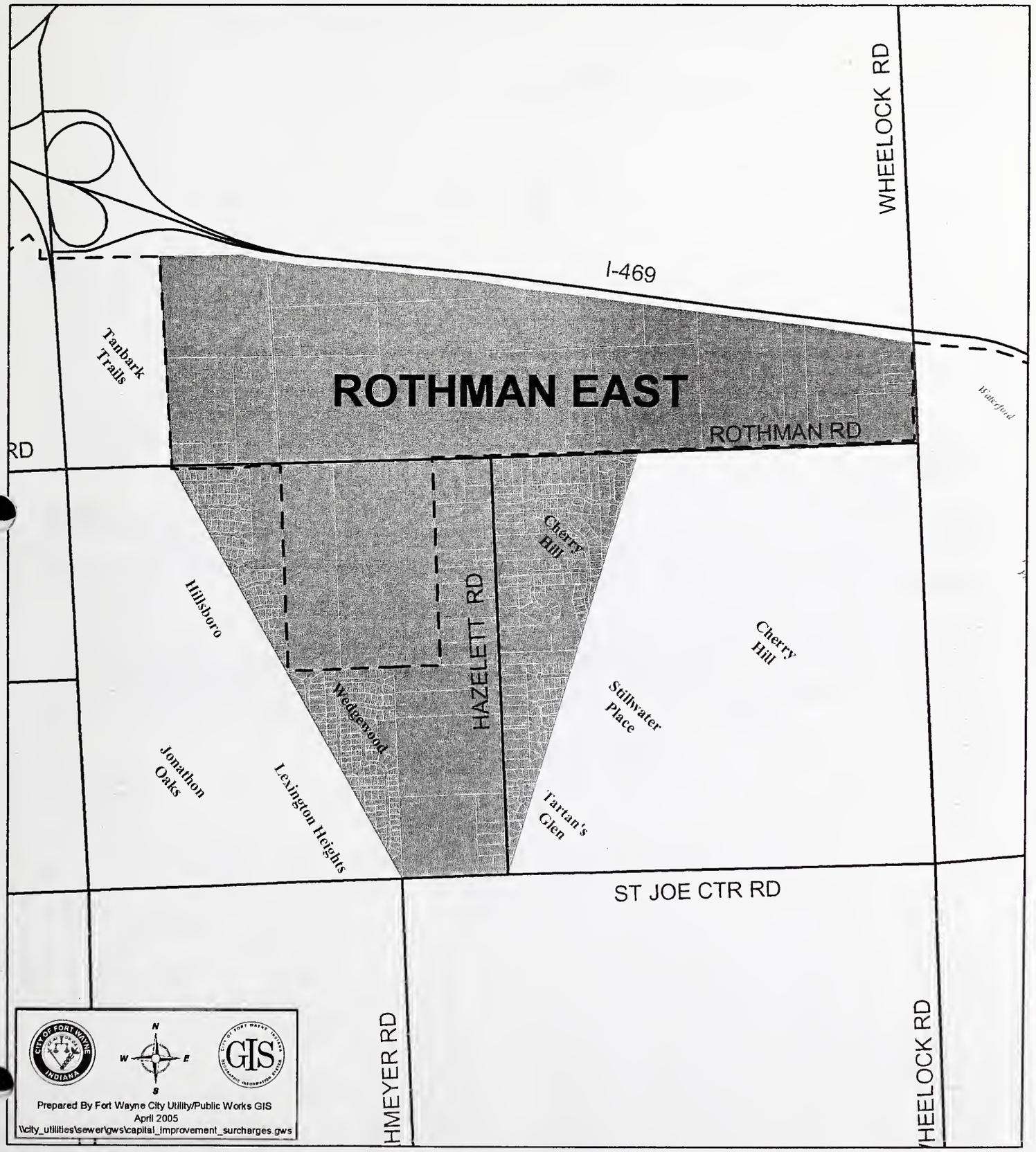
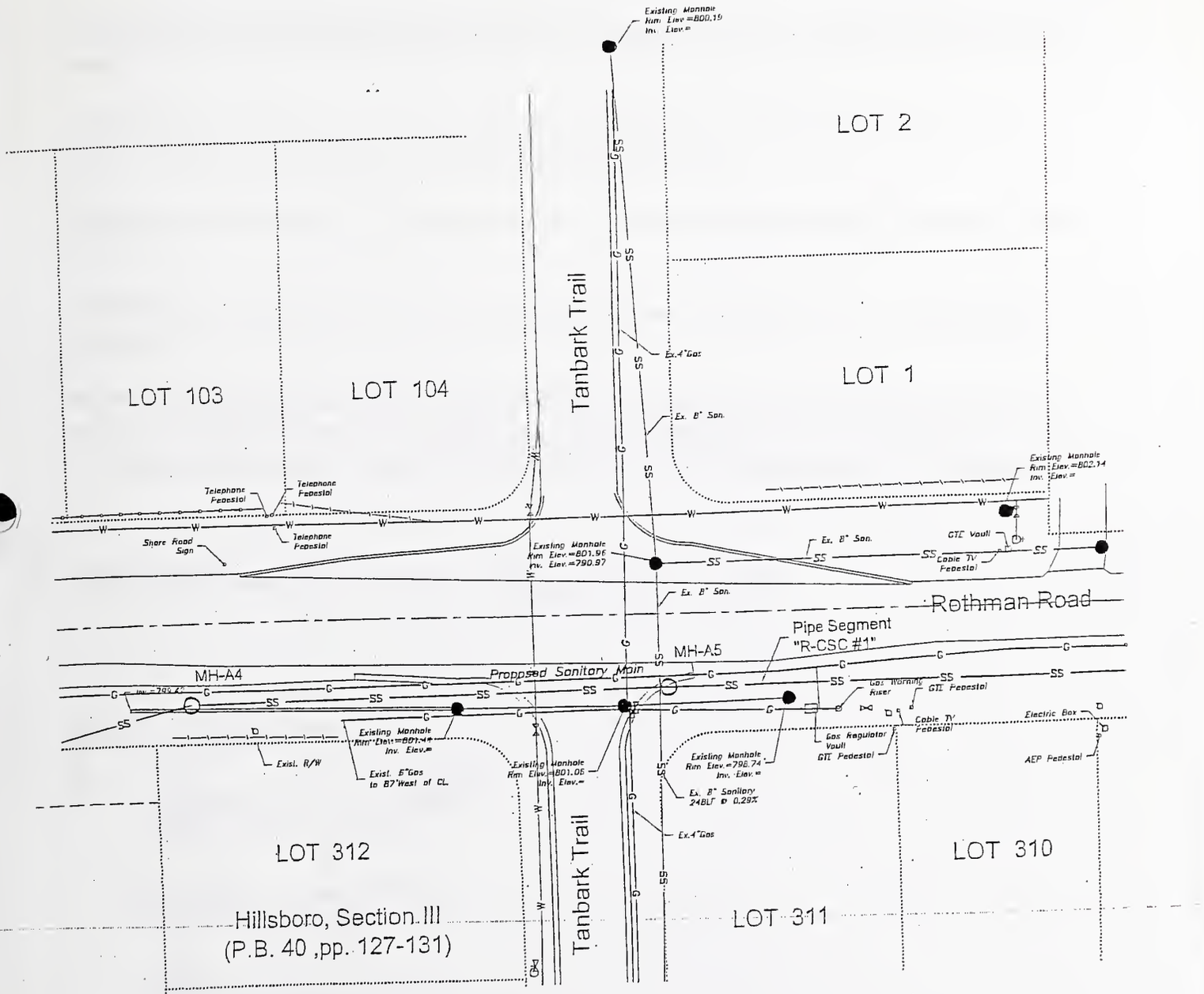


Exhibit B
Rothman East Area Sewer Capital Improvement Surcharge
Pipe Segment "R-CSC #1".



RESOLUTION REGARDING NEED FOR CONSULTING SERVICES TO PROVIDE 2005 ON-CALL SURVEYING AND DRAFTING SERVICES FOR WATER RESOURCES PLANNING & DESIGN DEPARTMENT MISC. RESOLUTION NO. 92-4-20-05-1

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

WHEREAS, the Water Resources Planning & Design Services Department has, on occasion, a need for surveying and drafting services on various projects; and

WHEREAS, the Planning & Design Services does not have the required resources to perform such work; and

WHEREAS, the Department is in need of said drafting and surveying services and said need is recognized.

NOW, THEREFORE, the Board of Public Works hereby resolves to hire consultants on an "as-need" basis and does hereby acknowledge the attached established hourly rates associated with surveying and drafting services from D.A. Brown, DLZ, Russell Engineering, and USInfrastructure.

APPROVED THIS 20th DAY OF April, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

D.A. Brown
Engineering Consultants Inc.

Civil
Investigative
Mechanical
Structural
Surveying

702 Goodwin Place
P.O. Box 128
Kendallville, IN 46755
260-347-5599
Fax 260-347-9484

Title	Rate/hr
President/Principal	$ 110.00
Vice President	$ 100.00
Senior Project Manager	$ 95.00
Project Manager	$ 90.00
Senior Professional	$ 100.00
Project Professional	$ 95.00
Staff Engineer	$ 90.00
Engineer	$ 85.00
Project Manager Assistant	$ 75.00
CAD Manager	$ 80.00
Lead Drafter	$ 75.00
Senior Drafter	$ 70.00
Associate Drafter	$ 65.00
Drafter	$ 60.00
Surveying Operations Mgr.	$ 90.00
Land Surveyor	$ 80.00
Party Chief	$ 75.00
Senior Field Tech.	$ 70.00
Assoc. Field Tech.	$ 65.00
Field Tech.	$ 60.00
Clerk	$ 55.00

Please note: For Field rates, add $10 to rates shown.

Reimbursables

GPS	$ 100.00	per hour
Shipping	+10%	
Subcontracts	+10%	

RECEIVED
APR - 7 2005
WATER
RESOURCES

111 W. Columbia St., Suite 100 Fort Wayne, IN 46802 PHONE: (260) 420-3114 FAX: (260) 420-0240

Pursuant to the selection for the 2005-01 RFQ for the City Utilities Water Resources Department, the following is a list of hourly rates for above said services for calendar year 2005.

It is DLZ INDIANA, LLC (DLZ) understanding that the City of Fort Wayne – Planning and Design Services Department wishes to obtain on an on-call basis design, support staff for design, survey for utility projects. These services will require a 48-hour lead-time from Notice to Proceed. Each assignment will be estimated and submitted to the Planning and Design Services Department with the following base hourly rates / expenses valid through January 1, 2006:

Department Manager	$ 125.00/hr
Project Manager	$ 110.00/hr
Engineering III	$ 95.00/hr
Engineering II	$ 85.00/hr
Engineer I	$ 75.00/hr
Registered Land Surveyor	$ 110.00/hr
Topographic Crew	$ 115.00/hr
3 – Man Crew	$ 145.00/hr
Engineering Technician	$ 55.00/hr
Designer I	$ 65.00/hr
Clerical	$ 45.00/hr

1

EXHIBIT A

ATTACHMENT 2

2005 EMPLOYEE HOURLY RATE SCHEDULE

EMPLOYEE DESCRIPTION	HOURLY RATE
Corporate Principals	$ 102.50
Project Manager	$ 87.40
Survey Crew and Equipment	$ 126.95
Survey Crew Chief	$ 66.30
Engineering Technician	$ 52.30
CAD Drafting	$ 43.95
Secretary/Clerical	$ 31.20

EXHIBIT 1
FEE STRUCTURE

EMPLOYEE HOURLY RATE SCHEDULE
USInfrastructure, Inc.

EMPLOYEE DESCRIPTION	HOURLY RATE
Surveyor (P.L.S.)	$95.00
Survey Party Chief	$75.00
Rodman	$45.00
CADD Technician	$55.00
Clerical	$40.00
Division Manager	$130.00
Project Manager	$110.00
Project Engineer	$85.00
Engineering Technician	$65.00

IMPROVEMENT RESOLUTION NO. 7039-05

RESURFACING PACKAGE 1-2005
WORK ORDER NO. 11883

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: RESURFACING OF APPROXIMATELY 13.7 MILES ON VAROUS STREETS IN THE 1ST, 2ND, AND 3RD DISTRICTS TO INCLUDE ASPHALT MILLING, BASE PATCHING, AND PLACEMENT OF BITUMINOUS BINDER AND SURFACE MATERIAL.

1st DISTRICT 2005
AMULET DR. - VANCE AVE. TO GLENROSE DR.
BARTON LN. - SANDRIDGE RD. TO NORTH DR.
BENHAM DR. - BENNINGTON DR. TO DURAGO DR.
BRIARWOOD CT. - COUNTRY PARK LN. TO E. TERMINUS
COLUMBIA AVE. - COLISEUM BLVD. TO E. TERMINUS
CORONET DR. - COUNTESS DR. TO MONARCH DR.
COUNTESS DR. - MONTGOMERY CT. TO LOFTON WAY
EXETER DR. - MAXIM DR. TO 150' W. OF WALDEN RUN
FONTANA DR. - DARBY TO OAKHURST DR.
FOREST DOWNS DR. - FOREST VALLEY DR. TO S. TERMINUS
FOREST VALLEY DR. - STATE BLVD. TO FOREST VIEW DR.
FOREST VALLEY DR. - FOREST GLEN CT. TO FOREST DOWNS DR.
GUAINE CT. - KNIGHTWAY TO W. TERMINUS
HAMPSTEAD LANE - THORTON DR. TO VINELAND DR.
HEMLOCK LANE - WESTLANE RD. TO E. TERMINUS
LAKE AVE. - REED RD. TO WYSS RD.
LAKE CREST CT. - W. TERMINUS TO E. TERMINUS
LAKE VALLEY CT. - W. TERMINUS TO E. TERMINUS
LAKE VIEW CT. - LAKE FOREST DR. TO W. TERMINUS
LANCELOT CT. - KNIGHTWAY TO W. TERMINUS
LAWFORD LANE - STANTON DR. TO VINELAND DR.
MAYCREST DR - LAKE AVE. TO S. TERMINUS
MEADOWS CT. - COUNTRY PARK LANE TO E. TERMINUS
MONARCH DR. - 150' E. OF DOMINION DR. TO SOVERIGN DR.
MONARCH DR. - MAJESTIC DR. TO 150' W. OF CORONET DR.
MONTGOMERY CT - COUNTESS DR. TO N. TERMINUS
ROXTON LANE - SANDRIDGE RD. TO NORTH DR.
RUTLAND LANE - SANDRIDGE RD. TO NORTH DR.
THORTON DR. - LAWFORD LANE TO HAMPSTEAD LANE
WAYWOOD CT. - COUNTRY PARK LANE TO E. TERMINUS
WESTLANE RD. - NORTH LANE TO HEMLOCK LANE
WHITE EAGLE DR. TO KENDAWA DR. TO E. TERMINUS

2nd DISTRICT 2005
BEACON ST. - STATE BLVD. TO CLARA AVE.
BERRY HILL CT. - BRIARDALE DR. TO N. TERMINUS
BRIARDALE DR. - CROSS HILL CT. TO BERRY HILL CT.
CROSS HILL CT. - MEADOWS PARKWAY TO N. TERMINUS
CURDES AVE. - ANTHONY BLVD. TO BUENA VISTA BLVD.
DELAWARE AVE. - CRESCENT AVE. TO ALABAMA AVE.
ELSDALE DR - REED RD TO NINA DR.
HAZELWOOD AVE. - CRESCENT AVE. TO OAK GROVE
HINSDALE LN - 150' E. OF SUNDERLAND DR. TO W. TERMINUS
JASON DR. - REED RD TO NINA DR.
MEADOWS PARKWAY - 150' W. OF CROSS HILL CT. TO CROSS HILL CT.
MEADOWS PARKWAY - 150' E. OF BERRY HILL CT. TO BERRY HILL CT.
NINA DR. - JASON DR. TO ELSDALE DR
NORTHGATE BLVD. - 2803 NORTHGATE BLVD TO OLD DOVER BLVD.
OLD DOVER BLVD - FOX CROSS TO W. TERMINUS
OLD DOVER BLVD - STONEHEDGE BLVD TO FOX CROSS
OTTOWA DR. - TAMERACK DR. TO 160' S. OF TAMERACK DR.
ROEBUCK BLVD. - NORTHGATE BLVD. TO ST. JOE RD.
STONEHEDGE BLVD - CANTERBURY BLVD. TO NORTHGATE BLVD.
SUNDERLAND DR. - ROTHMAN RD. TO BELLE ISLE LANE
TAMERACK DR. - OTTOWA DR. TO REED RD.

3RD DISTRICT 2005
BISQUE CT. - VALDOSTA DR. TO S. TERMINUS
BRIDGEWATER DR. - COOK RD. TO VALDOSTA DR.
BRITTNEY PLACE - MEDALLION RUN TO OAK BAY RUN
BUCKINGHAM DR. - DARTMOUTH DR. TO WESTHAMPTON DR.
CASS ST. - JACOBS ST. TO STATE BLVD
CINNAMON RD. - RED HAW DR. TO RED BUD DR.
DARTMOUTH DR. - WASHINGTON CTN. RD. TO DARTMOUTH CT.
GROVE ST. - CLINTON ST. TO SPY RUN AVE EXT.
INDUSTRIAL RD. - LEY RD. TO WASHINGTON CTN. RD.
LYNN AVE. - CRESCENT AVE. TO CALIFORNIA AVE.
MEDALLION RUN - WALLEN RD. TO LAUREL MILL
MEDALLION RUN - BRITTNEY PLACE TO LAUREL PLACE
OAK BAY RUN - NORTHLAND BLVD. TO BRITTNEY PLACE
PEARTREE LANE - APPLEWOOD DR. TO SPRINGBROOK DR.
PENN AVE. - CLINTON ST. TO SPY RUN AVE EXT.
RED HAW DR. - CLINTON ST. TO 150' S. OF N. TERMINUS
RIDGEMONT DR. - ELNORA DR. TO LARCH LANE
STABLE DR. - PENN CENTRAL R/R TO SPEEDWAY DR.
VALDOSTA DR. - BRIDGEWATER DR. TO BISQUE CT.
WARWICK DR. - NORTHCREST DR. TO WAKEFIELD AVE
WESTFIELD DR. - COOK RD. TO N. TERMINUS
WESTHAMPTON DR. - BUCKINGHAM DR. TO ELNORA DR.

ASPHALT MILLING ONLY

BEACON ST. - LAKE AVE TO STATE BLVD
ST JOE CENTER RD. - 700' W. OF RIVER RUN TO 500' E. OF RIVER RUN
STATE BLVD (WEST BOUND LANE) - FLORIDA AVE. TO ANTHONY BLVD
STATE BLVD (EAST BOUND LANE) - COLISEUM BLVD. TO 300' W. OF REED RD.
STATE BLVD (EAST BOUND LANE) - FLORIDA AVE. TO ANTHONY BLVD
STATE BLVD (WEST BOUND LANE) - SANTA ROSA TO ANTHONY BLVD

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 27th day of April, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: RESURFACING PKG 1-2005
DATE: 4-14-05

RES. NO.: 7039-05
W.O. NO.: 11883

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	SURFACE MILLING, BITUMINOUS	194,810	SY	$0.85	$165,588.50
2.	TYPE "O" COMPACTED AGGREGATE FOR SHOULDER (NO. 73 STONE)	820	TON	$20.00	$16,400.00
3.	BITUMINOUS MATERIAL FOR TACK COAT	89	TON	$145.00	$12,905.00
4.	BITUMINOUS BINDER NO 11, H.M.A.	2,840	TON	$26.00	$73,840.00
5.	BITUMINOUS BINDER NO 9, H.M.A.	15,390	TON	$23.00	$353,970.00
6.	BITUMINOUS SURFACE NO 12, H.M.A.	8,680	TON	$29.00	$251,720.00
7.	BITUMINOUS SURFACE NO 11, H.M.A.	1,190	TON	$29.00	$34,510.00
8.	BITUMINOUS MIXTURE FOR PATCHING	910	TON	$37.00	$33,670.00
9.	BITUMINOUS MIXTURE FOR APPROACHES	1,060	TON	$35.00	$37,100.00
10.	WATER VALVE (ADJUST TO GRADE)	22	EA	$25.00	$550.00
11.	WATER VALVE (FURNISH AND ADJUST TO GRADE) (UNDISTRIBUTED QUANTITY)	12	EA	$85.00	$1,020.00
12.	CASTINGS (ADJUST TO GRADE)	28	EA	$120.00	$3,360.00
13.	CASTINGS (FURNISH AND ADJUST TO GRADE)	16	EA	$280.00	$4,480.00
14.	TEMPORARY PAVEMENT MARKING, TYPE I, YELLOW, 4 "	250	LF	$0.40	$100.00
15.	TEMPORARY PAVEMENT MARKING, TYPE I, WHITE, 4 "	250	LF	$0.40	$100.00
16.	PAVEMENT MARKING, SOLID WHITE, PAINT, 4"	9,800	LF	$0.60	$5,880.00
17.	PAVEMENT MARKING, SOLID YELLOW, THERMOPLASTIC, 4"	9,800	LF	$0.85	$8,330.00
18.	PAVEMENT MARKING, SKIP YELLOW, THERMOPLASTIC, 4"	3,750	LF	$0.85	$3,187.50
19.	PAVEMENT MARKING, "WORD", THERMOPLASTIC	1	EA	$70.00	$70.00
20.	PAVEMENT MARKING, "ARROW", THERMOPLASTIC	2	EA	$65.00	$130.00
21.	SIGNAL DETECTOR HOUSING (SET IN PLACE)	1	EA	$750.00	$750.00
22.	SAW CUT FOR ROADWAY LOOP AND SEALER	80	LF	$10.00	$800.00
23	SIGNAL CABLE, ROADWAY LOOP, 2C / 16 GA.	150	LF	$1.25	$187.50
24	SIGNAL CABLE, ROADWAY LOOP, 1C / 14 GA.	290	LF	$0.50	$145.00
25	2 " STEEL CONDUIT	10	LF	$30.00	$300.00
26	MAINTENANCE OF TRAFFIC	1	LS	$12,000.00	$12,000.00
27	MOBILIZATION AND DEMOBILIZATION	1	LS	$24,000.00	$24,000.00

SUB-TOTAL:	$1,045,093.50
E&I @7%	$73,156.55
TOTAL:	**$1,118,250.05**

Revised: 02-13-04

IMPROVEMENT RESOLUTION NO. 7028-05

MAIN STREET: W. JEFFERSON BOULEVARD TO LEESBURG ROAD
WORK ORDER NO. 11769

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: **MAIN STREET FROM W. JEFFERSON BLVD. TO LEESBURG RD. BY REHABILITATING PAVEMENT THROUGH CRACK & SEAT EXISTING CEMENT CONCRETE AND OVERLAYING WITH ASPHALT; RECONSTRUCTING CURBS, SIDEWALK AND DRIVEWAY APPROACHES; CONSTRUCTING CURB RAMPS; INSTALLING STORMWATER SEWER AND UPGRADING INLET STRUCTURES; MARKING PAVEMENT AND OTHER RELATED ROADWAY WORK.**

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 27th day of April, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

3

A RESOLUTION ADOPTING
AN AGREEMENT BY AND BETWEEN FORT WAYNE CITY UTILITIES AND SOUTHWEST DEVELOPMENT AT UNION CHAPEL, LLC AND WATERSONG OFFICE PARK, LLC
FOR THE PAYMENT OF AREA CONNECTION FEES FOR THE VARIOUS WATERSONG DEVELOPMENT PHASES

Resolution: 92-4-27-05-1

WHEREAS, City Utilities and Southwest Development at Union Chapel, LLC (SWD) and Watersong Office Park, LLC (WOP) have a disagreement regarding area connection fees due for Watersong Section III Phase II; and

36
37
38

WHEREAS, it is the desire and intent of City Utilities to ultimately collect the total area connection fees due as identified in Exhibit A for Watersong Section III Phase II; and

WHEREAS, in an effort to settle the disagreement regarding area connection fees for Watersong Section III Phase II, City Utilities has worked with SWD & WOP to establish a payment arrangement that will allow for the collection of the total fees due; and

WHEREAS, the real estate subject to this agreement includes lots 70-77, 79-83 and 85-91 in the recorded plat of Watersong Section III, as recorded in Allen County Plat Record D-193 and lots in the proposed plat of Watersong Section Two and certain building sites in Watersong Office Park and the proposed Watersong Professional Village.

THEREFORE, the Board of Public Works hereby agrees to approve and accept the terms and conditions described in the AGREEMENT BY AND BETWEEN FORT WAYNE CITY UTILITIES AND SOUTHWEST DEVELOPMENT AT UNION CHAPEL, LLC AND WATERSONG OFFICE PARK, LLC FOR THE PAYMENT OF AREA CONNECTION FEES FOR THE VARIOUS WATERSONG DEVELOPMENT PHASES dated April 19, 2005 and is attached hereto.

Adopted, this 27th day of April, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

36
37
38

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State personally appeared **Regina A. Kostoff, Chair, John Suarez, and Ryan P. Chasey,** all as Members of the Board of Public Works, and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 27 day of April 2005.

Notary Public Michelle R. Hadley Michelle R. Hadley
Printed Name of Notary

Resident of MICHELLE RENEE HADLEY County
Notary Public, State of Indiana
Allen
My Commission Expires 11/26/2006

My Commission Expires:

Document Prepared by: Chris York, Attorney

AN AGREEMENT BY AND BETWEEN FORT WAYNE CITY UTILITIES AND SOUTHWEST DEVELOPMENT AT UNION CHAPEL, LLC AND WATERSONG OFFICE PARK, LLC
FOR THE PAYMENT OF AREA CONNECTION FEES FOR THE VARIOUS WATERSONG DEVELOPMENT PHASES

WHEREAS, City Utilities and Southwest Development at Union Chapel, LLC (SWD) and Watersong Office Park, LLC (WOP) have a disagreement regarding area connection fees due for Watersong Section III Phase II; and

WHEREAS, it is the desire and intent of City Utilities to ultimately collect the total area connection fees due as identified in Exhibit A for Watersong Section III Phase II; and

WHEREAS, in an effort to settle the disagreement regarding area connection fees for Watersong Section III Phase II, City Utilities has worked with SWD & WOP to establish a payment arrangement that will allow for the collection of the total fees due; and

WHEREAS, the real estate subject to this agreement includes lots 70-77, 79-83 and 85-91 in the recorded plat of Watersong Section III, as recorded in Allen County Plat Record D-193 and lots in the proposed plat of Watersong Section Two and certain building sites in Watersong Office Park and the proposed Watersong Professional Village.

36
37
38

THEREFORE, the Board of Public Works (Board), SWD and WOP agree to the following:

1. That prior to City of Fort Wayne providing sanitary sewer service to lots numbered 70 through 77, lots 79 through 83, and lots 85 through 91 in the plat of Watersong Section III as further described in Exhibit B attached, area connection fees in the amount of $540.00 per ERU shall be paid to City Utilities prior to the execution of a contract with the Board for sewer service for Watersong Section III Phase II or at the time of connection.

   Prior to execution of this agreement certain lots in Watersong Section III Phase II have been connected to the City Utilities sanitary sewer system and the full area connection fees that City Utility believes are due for those lots were paid at time of those connections. These lots include Lots 76, 78 and 84 and are not subject to this Agreement.

2. That prior to providing sanitary sewer service by the City of Fort Wayne to real estate within the area described in attached Exhibit C identified as Watersong Section Two, area connection fees shall be paid to City Utilities at the then current area connection fee established pursuant to Board approved Resolution(s) for Shed 5A plus an additional fee of $300.00 per ERU which represents payments applicable to the shortfall in area connection fees between what City Utilities believes are due and the payments described in Section 1 that will occur for Watersong Section III Phase II. Said fees shall be paid

prior to the execution of a contract with the Board for sewer service for Watersong Section Two or at the time of connection.

3. That the Board and SWD, agree to amend Paragraph 5 of the Sewer Contract 2002-S-39 (Watersong Office Park) to read as follows:

   The area above is subject to an area connection fee of **$1,190 (One thousand one hundred ninety dollars and no cents)** per net acre, in accordance with agreements and/or resolutions on file in the Office of the Board of Public Works of said **CITY**. In addition to the aforesaid per net acre fee, an area connection fee in the amount of **$3,931.00 (Three thousand nine hundred thirty one and no cents)** shall be paid for each connection to Bldgs. 1,2,3,11,12 and 13 as shown on Sheet 5 of the as-built plans for Watersong Office Park contained in the files of Contract 2002-S-39. The fee amount of $3,931.00 (Three thousand nine hundred thirty one and no cents) represents a payment applicable to the shortfall in area connection fees between what City Utilities believes are due and the payments described in the AGREEMENT approved by the Board in Resolution No. _____ approved April 27, 2005 that will occur for Watersong Section III Phase II. Said fees shall be paid at the time of connection. This area connection fee represents the installation and/or oversizing costs expended by **CITY** for downstream collection system and treatment facilities that serve Watersong Section III Phase II and Watersong Office Park.

   It is noted that the aforementioned area connection fee of $1,190 per net acre was paid in full on September 6, 2002; however, the $3,931.00 (Three thousand nine hundred thirty one and no cents) has not been paid and is due at the time of connection for buildings 1, 2, 3, 11, 12 and 13 in Watersong Office Park.

36
37
38

4. That prior to providing sanitary sewer service to real estate within the area described in Exhibit D – Watersong Professional Village not currently served by sanitary sewer, area connection fees shall be paid to City Utilities at the then current area connection fee established pursuant to Board approved Resolution(s) for Shed 5A plus an additional fee of $3,931.00 per connection which represents a payment applicable to the shortfall in area connection fees between what City Utilities believes are due and the payments described in Section 1 that will occur for Watersong Section III Phase II. Said fees shall be paid prior to the execution of a contract with the Board for sewer service or at the time of connection. It is estimated that three building sites will be subject to the aforementioned area connection fee.

5. That this agreement shall be binding upon and shall run with the land for the benefit of the heirs, personal representatives, successors and assigns of the Southwest Development at Union Chapel, LLC and Watersong Office Park, LLC.

IN WITNESS WHEREOF, the parties to this agreement have subscribed to this instrument this 19TH day of APRIL 2005.

For SOUTHWEST DEVELOPMENT AT UNION CHAPEL, LLC

BY: Gregory C. Walbridge
Gregory C. Walbridge, Member Manager

For WATERSONG OFFICE PARK, LLC

BY: Gregory C. Walbridge
Gregory C. Walbridge, Member Manager

For FORT WAYNE CITY UTILITIES – Development Services

BY: Nancy Townsend
Nancy Townsend, Manager Development Services

36
37
38

ACKNOWLEDGEMENT

STATE OF INDIANA)

)

COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Gregory C. Walbridge, Member Manager of Southwest Development at Union Chapel, LLC and Member Manager of Watersong Office Park LLC and acknowledged the execution of the foregoing agreement as and for his voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notorial seal this 19th day of April, 2005.

Tina M Anderson

My Commission Expires:

TINA M. ANDERSON
Allen County
My Commission Expires
April 2, 2011

Notary Public

Resident of Allen County

36

ACKNOWLEDGEMENT

37

STATE OF INDIANA)

)

COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Nancy Townsend of Fort Wayne City Utilities Development Services and acknowledged the execution of the foregoing agreement as and for their voluntary act and deed for the uses and purposes therein contained.

38

WITNESS my hand and notorial seal this 19th day of April, 2005.

Tina M. Anderson

My Commission Expires:

TINA M. ANDERSON
Allen County
My Commission Expires
April 2, 2011

Notary Public

Resident of Allen County

This instrument prepared by:
Chris York, Attorney

EXHIBIT A

Area Connection Fee Calculation – Watersong Section III Phase II

Development	Date of Plan Approval	Area Connect Fee Shed Area	Area Connect Fee @ Plan Approval	Total No. of Lots	Total Area Connection Fees Due
Watersong Section III Phase II	June 9, 2004	5A	$2,680	22	$58,960

EXHIBIT B

WATERSONG SECTION III PHASE II

DESCRIPTION

A Part of the South half of the North half of Section 27, Township 32 North, Range 12 East of the Second Principle Meridian, Perry Township, Allen County, Indiana, being more particularly described as follows:

Commencing at the Southeast corner of the Northwest Quarter of said Section 27, which corner being marked by a PK Nail; thence South 88 degrees 49 minutes 45 seconds West along the South line of the East half of said Northwest Quarter, a distance of 680.62 feet; thence continuing South 88 degrees 49 minutes 45 seconds West along said line, a distance of 371.51 feet, which point being North 88 degrees 49 minutes 45 seconds East, a distance of 232.27 feet from the Southwest corner of said East half of the Northwest Quarter; thence North 0 degrees 00 minutes 00 seconds West, a distance of 449.23 feet; thence North 9 degrees 24 minutes 57 seconds West, a distance of 109.37 feet; thence North 4 degrees 52 minutes 31 seconds West, a distance of 60.58 feet; thence North 16 degrees 32 minutes 42 seconds West, a distance of 153.78 feet to the POINT OF BEGINNING;

36
37
38

Thence continuing North 16 degrees 32 minutes 42 seconds West, a distance of 56.63 feet; thence North 48 degrees 17 minutes 55 seconds East, a distance of 269.32 feet; thence North 1 degree 26 minutes 37 seconds West, a distance of 221.01 feet; thence South 88 degrees 33 minutes 14 seconds West, a distance of 54.46 feet; thence North 0 degrees 58 minutes 26 seconds West, a distance of 100.45 feet to the South line of Perry Lake Estates, Section III as recorded in Plat Cabinet "C", Page 160, in the Office of Recorder of said County, also, by Record being the North line of said South half, which Point being South 2.40 feet and North 89 degrees 01 minutes 34 seconds East, a distance of 323.40 feet from a Railroad Post Monument; thence North 89 degrees 01 minutes 34 seconds East along said South line of Perry Lake Estates, Section III (as occupied), a distance of 964.58 feet to the East line of the South half of the Northwest Quarter of said Section 27; thence North 89 degrees 01 minutes 34 seconds East, a distance of 429.57 feet to the East line of Block "C" of Chapel Creek, Section I, as recorded in Plat Cabinet "C", Page 34 in the Office of said Recorder, which point being South 9.05 feet from the Northwest corner of Block "C" in said Chapel Creek, Section I, also, being from the record North line of the South half of the Northeast Quarter of said Section 27; thence the next 7 courses along the Easterly and Northerly boundary lines of said Chapel Creek:

EXHIBIT C

LEGAL DESCRIPTION: WATERSONG, SECTION TWO

CURVATURE OF A NON-TANGENT CURVE, CONCAVE TO THE NORTHEAST, HAVING A RADIUS OF 525.00 FEET, A CENTRAL ANGLE OF 9 DEGREES 34 MINUTES 48 SECONDS, AND A CHORD OF 87.68 FEET BEARING NORTH 59 DEGREES 25 MINUTES 41 SECONDS WEST; (6) THENCE NORTHWEST ALONG SAID CURVE, A DISTANCE OF 87.78 FEET; (7) THENCE NORTH 54 DEGREES 38 MINUTES 17 SECONDS WEST, A DISTANCE OF 23.88 FEET; (8) THENCE SOUTH 36 DEGREES 34 MINUTES 55 SECONDS WEST, A DISTANCE OF 118.78 FEET; (9) THENCE SOUTH 51 DEGREES 45 MINUTES 21 SECONDS WEST, A DISTANCE OF 90.18 FEET; (10) THENCE NORTH 39 DEGREES 41 MINUTES 55 SECONDS WEST, A DISTANCE OF 135.87 FEET; (11) THENCE NORTH 51 DEGREES 29 MINUTES 46 SECONDS EAST, A DISTANCE OF 19.91 FEET TO THE POINT OF CURVATURE OF A NON-TANGENT CURVE, CONCAVE TO THE NORTHWEST, HAVING A RADIUS OF 425.00 FEET, A CENTRAL ANGLE OF 6 DEGREES 41 MINUTES 20 SECONDS, AND A CHORD OF 49.59 FEET BEARING NORTH 48 DEGREES 09 MINUTES 06 SECONDS EAST; (12) THENCE NORTHEAST ALONG SAID CURVE, A DISTANCE OF 49.62 FEET; (13) THENCE NORTH 44 DEGREES 28 MINUTES 35 SECONDS WEST, A DISTANCE OF 165.44 FEET; (14) THENCE SOUTH 60 DEGREES 01 MINUTE 12 SECONDS WEST, A DISTANCE OF 158.23 FEET TO THE POINT OF CURVATURE OF A NON-TANGENT CURVE, CONCAVE TO THE NORTHEAST, HAVING A RADIUS OF 225.00 FEET, A CENTRAL ANGLE OF 4 DEGREES 31 MINUTES 07 SECONDS, AND A CHORD OF 17.74 FEET BEARING SOUTH 32 DEGREES 44 MINUTES 33 SECONDS EAST; (15) THENCE SOUTHEAST ALONG SAID CURVE, A DISTANCE OF 17.74 FEET; (16) THENCE SOUTH 35 DEGREES 00 MINUTES 07 SECONDS EAST, A DISTANCE OF 20.59 FEET (17) THENCE SOUTH 79 DEGREES 39 MINUTES 46 SECONDS WEST, A DISTANCE OF 190.82 FEET; (18) THENCE SOUTH 88 DEGREES 26 MINUTES 13 SECONDS WEST, A DISTANCE OF 50.00 FEET TO THE POINT OF BEGINNING; SAID DESCRIBED TRACT CONTAINING 18.005 ACRES, MORE OR LESS.

SUBJECT TO COVENANTS, EASEMENTS, RESTRICTIONS AND RIGHT OF WAYS OF RECORD.

BEARING OF LINES BEING BASED ON WGS84 LONGITUDE AND LATITUDE BY GPS OBSERVATIONS.

36
37
38

EXHIBIT D

LEGAL DESCRIPTION: WATERSONG PROFESSIONAL VILLAGE

A PART OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SECTION 27, TOWNSHIP 32 NORTH, RANGE 12 EAST, 2ND PRINCIPLE MERIDIAN, PERRY TOWNSHIP, ALLEN COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID NORTHWEST QUARTER, WHICH CORNER BEING MARKED BY A PK NAIL, SAID CORNER, ALSO, BEING THE INTERSECTION OF COLDWATER ROAD (FORMERLY S.R. #327) AND UNION CHAPEL ROAD; THENCE ALONG THE WEST LINE OF SAID SECTION 27, NORTH 1 DEGREE 33 MINUTES 40 SECONDS WEST, A DISTANCE OF 1324.51 FEET; THENCE LEAVING SAID WEST LINE, NORTH 88 DEGREES 56 MINUTES 51 SECONDS EAST, A DISTANCE OF 399.97 FEET; THENCE SOUTH 1 DEGREE 33 MINUTES 47 SECONDS EAST, A DISTANCE OF 1323.60 FEET TO THE SOUTH LINE OF SAID NORTHWEST QUARTER; THENCE ALONG SAID SOUTH LINE SOUTH 88 DEGREES 49 MINUTES 04 SECONDS WEST, A DISTANCE OF 400.01 FEET TO THE POINT OF BEGINNING; SAID DESCRIBED TRACT CONTAINING 12.158 ACRES, MORE OR LESS; AND,

SUBJECT TO COVENANTS, EASEMENTS, RESTRICTIONS AND RIGHT OF WAYS OF RECORD.

BEARING OF LINES IS BASED ON WGS84 LONGITUDE AND LATITUDE BY GPS OBSERVATIONS. BEARING OF LINES ARE COUNTER CLOCKWISE 1 DEGREE 11 MINUTES 19 SECONDS TO THE BEARING DATUM OF CHAPEL CREEK, SECTION ONE, AS RECORDED IN PLAT CABINET "C", PAGE 34, IN THE OFFICE OF SAID RECORDER.

36
37
38

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: April 28, 2005

RE: SRF (STATE REVOLVING FUNDS) – WPCP HEADWORKS PROJECT

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve payments in the amount of $ 92,873 to be paid from State Revolving Funds.

Draw #127	CH2M Hill	$ 32,843
Draw #128	Shook Heavy Environmental Group	60,030
	Total SRF Payments	**$ 92,873**

36
37
38

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

May 4, 2005
Date

EMERGENCY RESOLUTION NUMBER 92-5-4-05-3
6106 KENT ROAD

WHEREAS, an existing 8" VCP sanitary sewer line has collapsed in the easement behind 6106 Kent Road, and;

WHEREAS, said collapse could not reasonably be foreseen and requires immediate action, and;

WHEREAS, repair of the 8" VCP sanitary sewer line is beyond the capability of the Water Pollution Control Maintenance Department to perform, and;

WHEREAS, Liberty Const., Allstar, T&E Exc., and Bercot Const., were invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs could exceed Twenty Five Thousand Dollars and Zero Cents, ($25,000.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for said sewer repair and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIR.**

APPROVED this 4th day of May ,2005.

BOARD OF PUBLIC WORKS

By _____
Regina Kostoff, Chair

By _____
Ryan P. Chasey, Member

By _____
John Suarez, Member

ATTEST: _____
Marilyn Huth, Clerk

36
37
38

6106 KENT ROAD
REPAIR SPECIFICATIONS

SCOPE OF WORK:

This emergency repair shall consist of the following bid:

ITEM NO. 1

Replacement of + or – 110 ft of 8" sanitary sewer between mhs #M23 067 and M23 068 & possibly two 6" house taps. In the easement area behind 6106 Kent Road. There is a 10" storm line that parallels this line.

CONDITIONS OF WORK:

The contractor awarded the emergency repairs shall be required to provide and comply with the following items:

1. City of Fort Wayne WPC Engineering Department specifications and standard drawings adopted April 26, 1989.
2. Payment Bond
3. Performance and Guaranty Bond
4. Contractor shall be responsible for and shall be required to comply with all Local, State and Federal Regulations regarding safety procedures, O.S.H.A. requirements and in particular open construction trench protection and confined space entry.
5. Contractor shall be required and responsible for placing and maintaining temporary barricades.
6. Contractor needs to comply with all E.B.E. requirements through City of Fort Wayne Compliance Office.
7. Contractor shall be responsible for dealing with whatever ground condition exists at the time of construction.
8. Contractor shall be responsible for obtaining necessary cut permits and all restoration of the construction site.
9. Contractor shall be responsible to protect, replace, and or repair all existing utilities in the emergency repair site.

37
38

6106 KENT ROAD
SANITARY SEWER LINE REPLACEMENT

BASE BID:
ITEM NO. 1 All cost to replace the 8" sanitary sewer in the easement.

LUMP SUM **$**_____

Bids are due by 3:30 pm Thursday May 5,2005 Fax 219-427-1455
The emergency repair work shall begin within 1 (one) day from date of obtaining an emergency repair order.

Proposal submitted this _____day of _____, 2005.

FROM_____
Contractor

BY_____

MISCELLANEOUS RESOLUTION NO. 92-5-4-05-2

RESOLUTION: SIGNATORY AUTHORIZATION FOR PRELIMINARY ENGINEERING REQUIREMENTS FOR WASTEWATER SRF PROJECTS

WHEREAS, the City of Fort Wayne Board of Public Works, called the community, has plans for a municipal water pollution control project to meet State and Federal regulations, such as the NPDES discharge limitations, and the community intends to proceed with the construction of such works;

WHEREAS, the Board of Public Works has adopted this Resolution dated May 4, 2005.

NOW, THEREFORE, BE IT RESOLVED by the City of For Wayne's Board of Public Works, the governing body of said community, that:

1. Greg Meszaros, Director of Public Works and Utilities, Nancy Townsend, Manager of Development Services for City Utilities, and Len Poehler, City Utilities Associate Director – Finance for the City of Fort Wayne be authorized to make application for an SRF Loan and provide the State Revolving Fund Loan Program such information, data and documents pertaining to the loan process as may be required, and otherwise act as the authorized representative of the community.

2. The community agrees to comply with the Department of Environmental Management, State of Indiana and Federal requirements as they pertain to the SRF.

3. Two certified copies of the resolution be prepared and submitted as part of the community's Preliminary Engineering Report.

37
38

PASSED AND ADOPTED by the City of Fort Wayne's Board of Public Works this 4th day of May, 2005.

FORT WAYNE BOARD OF PUBLIC WORKS
BY AND THROUGH ITS BOARD MEMBERS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

City Utilities
"Water Resources"

Interoffice Memo

Date: May 16, 2005

To: Common Council Members

From: Paul Powers, Planning and Design

cc: Greg Meszaros, Mark Gensic, Nancy Townsend

Re: Resolutions as related to SRF Loan Application for Parkerdale Sanitary Sewer Extension

---

The City recently completed a Preliminary Engineering Report (PER) for the Parkerdale Sanitary Sewer Extension Project in order to obtain State Revolving Fund (SRF) loan financing, which is administered by the Indiana Department of Environmental Management (IDEM). The project is generally located north of Shoaff Park on St Joe Road and is comprised of properties located in Parkerdale Addition West, Parkerdale Drive and Evard Road area. The proposed sewer extension will serve approximately 118 existing homes on septic tanks. Many of the septic systems have been determined to be noncompliant with state and local septic tank standards. Discharges from some of the failing systems in this area are ultimately reaching the St Joseph River, upstream of the City's drinking water supply. A large majority of the property owners in the project area support the Parkerdale project and have submitted numerous petitions requesting sanitary sewer service from the City.

38

The SRF financing will enable the City to construct the project in its entirety instead of in multiple phases over many years. The total cost of the project including design, construction and inspection services is estimated at $2.7M. The homeowners in the project area will be paying a maximum of $5,400 per connection for the proposed sanitary sewer improvements.

The two attached resolutions are required for SRF Loan Financing: No. 92-5-4-05-1 accepts the Preliminary Engineering Report (PER) prepared by the City and Malcolm Pirnie and No. 92-5-4-05-2 authorizes Greg Meszaros, Len Poehler and Nancy Townsend as official signatories for SRF loan application and other documents as may be required during the loan process.

COPY

BOARD OF PUBLIC WORKS
ONE EAST MAIN STREET, ROOM 420
FORT WAYNE, IN 46802
(260) 427-1112 OFFICE
(260) 427-5553 FAX

TO: CITY ATTORNEY

FROM: BOARD OF PUBLIC WORKS

APPROVED BY: Regina A. Kostoff
Regina A. Kostoff, Chair

DATE: May 19, 2005

38

SUBJECT: FILE # ASSIGNED BY RECORD LIBRARIAN

ACTION REQUEST: Please prepare an ordinance to be introduced on May 24, 2005 for

Resolution #92-5-4-05-1, Acceptance for Preliminary Engineering Requirements and Resolution #92-5-4-05-2, Signatory Authorization for Preliminary Engineering Requirements related to the SRF Loan Application for the Parkerdale Sanitary Sewer Extension.

DIGEST SHEET

TITLE OF ORDINANCE: Resolution #92-5-4-05-1, Acceptance for Preliminary Engineering Requirements and Resolution #92-5-4-05-2, Signatory Authorization for Preliminary Engineering Requirements related to the SRF Loan Financing for the Parkerdale Sanitary Sewer Extension.

SYNOPSIS OF ORDINANCE: Resolution #92-5-4-05-1, Acceptance for Preliminary Engineering Requirements and Resolution #92-5-4-05-2, Signatory Authorization for Preliminary Engineering Requirements related to the SRF Loan Financing for the Parkerdale Sanitary Sewer Extension.

Prior Approval was requested N/A.

EFFECT OF PASSAGE: Improvement will be made.

EFFECT OF NON-PASSAGE: Improvement will not be made.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURE, SAVINGS) $2.7 million dollars.

BOARD OF WORKS COMMITTEE _____

38

MISCELLANEOUS RESOLUTION NO. 05-5-4-05-1

RESOLUTION: ACCEPTANCE FOR PRELIMINARY ENGINEERING REQUIREMENTS FOR WASTEWATER SRF PROJECTS

WHEREAS, the Board of Public Works of the City of Fort Wayne, Indiana, has caused a Preliminary Engineering Report (PER) dated March, 2005 to be prepared by the City and consulting firm of Malcolm Pirnie, Inc.; and

WHEREAS, the plan has been presented to the public at a public hearing held Wednesday, April 20, 2005 for their comments; and

WHEREAS, the Board of Public Works finds that there was not sufficient evidence presented in objection to the recommended project in the Preliminary Engineering Report.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City of Fort Wayne Parkerdale Sanitary Sewer Extension: A Non-Point Source Abatement Project Preliminary Engineering Report, dated March 2005, be approved and adopted by the Board of Public Works; and

2) Said PER be submitted to the Indiana Department of Environmental Management for review and approval.

38

PASSED AND ADOPTED by the City of Fort Wayne's Board of Public Works this 4th day of May, 2005, at its regularly scheduled meeting.

FORT WAYNE BOARD OF PUBLIC WORKS
BY AND THROUGH ITS BOARD MEMBERS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

City Utilities
"Water Resources"

Interoffice Memo

Date: May 16, 2005

To: Common Council Members

From: Paul Powers, Planning and Design

cc: Greg Meszaros, Mark Gensic, Nancy Townsend

Re: Resolutions as related to SRF Loan Application for Parkerdale Sanitary Sewer Extension

---

The City recently completed a Preliminary Engineering Report (PER) for the Parkerdale Sanitary Sewer Extension Project in order to obtain State Revolving Fund (SRF) loan financing, which is administered by the Indiana Department of Environmental Management (IDEM). The project is generally located north of Shoaff Park on St Joe Road and is comprised of properties located in Parkerdale Addition West, Parkerdale Drive and Evard Road area. The proposed sewer extension will serve approximately 118 existing homes on septic tanks. Many of the septic systems have been determined to be noncompliant with state and local septic tank standards. Discharges from some of the failing systems in this area are ultimately reaching the St Joseph River, upstream of the City's drinking water supply. A large majority of the property owners in the project area support the Parkerdale project and have submitted numerous petitions requesting sanitary sewer service from the City.

The SRF financing will enable the City to construct the project in its entirety instead of in multiple phases over many years. The total cost of the project including design, construction and inspection services is estimated at $2.7M. The homeowners in the project area will be paying a maximum of $5,400 per connection for the proposed sanitary sewer improvements.

The two attached resolutions are required for SRF Loan Financing: No. 92-5-4-05-1 accepts the Preliminary Engineering Report (PER) prepared by the City and Malcolm Pirnie and No. 92-5-4-05-2 authorizes Greg Meszaros, Len Poehler and Nancy Townsend as official signatories for SRF loan application and other documents as may be required during the loan process.

COPY

BOARD OF PUBLIC WORKS
ONE EAST MAIN STREET, ROOM 420
FORT WAYNE, IN 46802
(260) 427-1112 OFFICE
(260) 427-5553 FAX

TO: CITY ATTORNEY

FROM: BOARD OF PUBLIC WORKS

APPROVED BY: Regina A. Kostoff
Regina A. Kostoff, Chair

DATE: May 19, 2005

SUBJECT: FILE # ASSIGNED BY RECORD LIBRARIAN

ACTION REQUEST: Please prepare an ordinance to be introduced on May 24, 2005 for

Resolution #92-5-4-05-1, Acceptance for Preliminary Engineering Requirements and Resolution #92-5-4-05-2, Signatory Authorization for Preliminary Engineering Requirements related to the SRF Loan Application for the Parkerdale Sanitary Sewer Extension.

DIGEST SHEET

TITLE OF ORDINANCE: Resolution #92-5-4-05-1, Acceptance for Preliminary Engineering Requirements and Resolution #92-5-4-05-2, Signatory Authorization for Preliminary Engineering Requirements related to the SRF Loan Financing for the Parkerdale Sanitary Sewer Extension.

SYNOPSIS OF ORDINANCE: Resolution #92-5-4-05-1, Acceptance for Preliminary Engineering Requirements and Resolution #92-5-4-05-2, Signatory Authorization for Preliminary Engineering Requirements related to the SRF Loan Financing for the Parkerdale Sanitary Sewer Extension.

Prior Approval was requested N/A.

EFFECT OF PASSAGE: Improvement will be made.

EFFECT OF NON-PASSAGE: Improvement will not be made.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURE, SAVINGS) $2.7 million dollars.

BOARD OF WORKS COMMITTEE _____

RESERVOIR OVERFLOW SLUICE GATE
RESOLUTION NO. 1760-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of sluice gate replacement in the finished water reservoir overflow of the Three River Water Filtration Plant.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "RESERVOIR OVERFLOW SLUICE GATE REPLACEMENT" prepared by Planning and Design Services for the City of Fort Wayne.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $15,000.

APPROVED THIS 4th DAY OF May, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

39
40
41
42

FILTER BACKWASH SODIUM BISULFITE RELOCATION
RESOLUTION NO. 1661-2004

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of a new building to house relocated sodium bisulfite storage facilities at the Three River Water Filtration Plant.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "THREE RIVERS FILTRATION PLANT SODIUM BISULFITE BUILDING" prepared by Design Collaborative for the City of Fort Wayne.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $165,000.

APPROVED THIS 4th DAY OF May, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

40
41
42

MORTON STREET PUMP STATION BAR SCREEN REPLACEMENT
RESOLUTION NO. 1519-2003

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The removal of the existing manually raked bar screen and installation of a mechanical grinder, a roll down maintenance door, an access drive, and a detention wall at the Morton St. Sanitary Pump Station and the installation of a new dewatering pump at the Morton St. Storm Station.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Morton Street Pump Station Bar Screen Replacement

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $294,510.

APPROVED THIS 4th DAY OF May, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

41

42

WATER POLLUTION CONTROL PLANT
ROOFING PROJECT
FIRST & FINAL CHANGE ORDER

The Fort Wayne Board of Public Works:

Approves the First & Final Change Order to Increase Dahm Brothers roofing contract $14,814.00 for a new Contract sum of $100,484.00

APPROVED THIS 4th DAY OF May, 2005

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST BY:

Marilyn Huth
Marilyn Huth, Clerk

42

DAHM BROS.

...ROOFING...

Time Tested

2009 LAKEVIEW DRIVE • PHONE 219/432-4552 • FAX: 219/432-4554 • FORT WAYNE, INDIANA 46808

INVOICE NUMBER
6695
INVOICE DATE
4/25/2005

BILL TO

City of Fort Wayne
Department of Purchase
One East Main Street, Room 350
Fort Wayne, IN 46802

JOB LOCATION

Water Pollution Control Plant
2601 Dwenger Ave.
Fort Wayne, IN

Customer #	Job Number
CIT100	1094

PO #	Terms
	Net 15 Days

Description	Amount
REMOVED OLD ROOFING AND APPLIED A NEW BUILT-UP ROOF SYSTEM WITH NEW METAL FLASHINGS ON THE NORTH ONE STORY SECTION AT THE WATER POLLUTION CONTROL WAREHOUSE BUILDING AS PER QUOTE.	13,880.00
EXTRAS:	
REPLACED 224 SQUARE FEET OF ROTTED WOOD DECKING AND RAFTERS AT $3.50 PER SQUARE FOOT.	784.00
INSTALLED NEW FOAM CLOSURES UNDER NEW SIDING METAL CAP TO PREVENT AIR LEAKS AND BIRDS FROM NESTING.	150.00

Please pay from invoice, there is no statement issued.

Please return one copy of invoice with payment.

Total $14,814.00

Balance Due $14,814.00

42

TERMS: Contract price will be paid in full upon completion, net 15 days, without retainage. Payments must be post marked or delivered within 15 days of delivery of statement. A service charge of no more than .06 of 1% per day will incur on all past due accounts and retainage held. If payments are not made as per terms noted, we reserve the right to stop work until such payments are made, and all costs or expenses incurred by us in collecting any sum hereabove, whether

...TIES AND
...CITY OF
...T WAYNE 1986

City of Fort Wayne
DEPARTMENT OF PURCHASES
NUMBER ONE EAST MAIN STREET, ROOM 350
FORT WAYNE, IN 46802

PO—

THE ABOVE PURCHASE ORDER NUMBER MUST APPE... ON ALL INVOICES, BILLS OF LADING, DELIVERY TICKE... PACKAGES AND CORRESPONDENCE.

PAGE 01
DATE 09/21/04
REQ. NO. 4WPP122
DELIVERY
DATE 10/01/04

...MAIL ALL CORRESPONDENCE, CLAIM VOUCHERS, ETC., TO:

PHONE: (260) 427-1243
WATER POLLUTION CONTROL PLANT
2601 DWENGER AVE
FORT WAYNE IN 46803

PC 4-01014 LM

DELIVER TO: KR 09/21/04

DAHM BROTHERS 00071601

2009 LAKEVIEW DR
FORT WAYNE IN 46808
TOM DAHM

WATER POLLUTION CONTROL PLANT
2601 DWENGER AVE.
FORT WAYNE, IN 46803

...CONFIRMATION ORDER: NO FOB: DESTINATION CIVIL CITY: [ ] CITY UTILITIES: [X]

...CCOUNTING INFORMATION:

LINE	FUND	AGENCY	ORG.	OBJECT	WORK ORDER/ACTV	TOTAL
01	514	533	S107	4453	74757	85,670.00

LINE	COMMODITY NO.	DESCRIPTION	QUANTITY	UNITS	UNIT PRICE	TOTAL PRICE
...1	925650	REPLACEMENT OF ROOF AT THE WATER POLLUTION CONTROL WAREHOUSE BUILDING PER ITB #2116. ROOF REPLACEMENT: $82,280.00; EQUIPMENT REMOVAL: $ 3,390.00; CONCRETE DECK REHAB: $10.00/S.F.; METAL REHAB: $3.50/S.F.; METAL REPLACMENT: $5.00/S.F.	1.00;	LOT @	85,670.00	85,670.00

42

Received 9/23/04

...TERIAL SAFETY DATA SHEETS (MSDS) MUST BE
...NT WITH ALL PRODUCTS PER FEDERAL REGULATIONS.

PAGE TOTAL: 85,670.00
GRAND TOTAL: 85,670.00

UNLESS OTHERWISE INDICATED, THE PRICES SHOWN DO NOT INCLUDE TAXES OF ANY KIND. EXEMPTION BLANKS WILL BE FURNISHED WHEN NECESSARY, INDIANA SALES TAX EXEMPTION #3560012550l3. UNLESS OTHERWISE INDICATED THE PRICES SHOWN INCLUDE ALL CHARGES FOR DELIVERY, PACKAGING, ETC., NECESSARY TO COMPLETE DELIVERY TO DESTINATION SPECIFIED.

I HEREBY CERTIFY THAT THE COST OF THE ABOVE PURCHASE IS FULLY COVERED BY UNENCUMBERED BALANCES IN THE ABOVE FUNDS AND THAT THE EXPENDITURE THEREFORE HAS BEEN DULY AUTHORIZED AND APPROPRIATED.

CITY CONTROLLER

PER Patricia A Coller 9/21/04

I HEREBY CERTIFY UPON MY OWN PERSONAL KNOWLEDGE THAT THIS ORDER IS AUTHORIZED BY A PROPERLY EXECUTED AND APPROVED REQUISITION ON FILE IN THIS OFFICE.

DIRECTOR OF PURCHASES

PER [signature] 9/21/04

...AL OPPORTUNITY EMPLOYER

PLAZA DRIVE, PETTIT TO PAULDING,
STORMWATER SYSTEM IMPROVEMENTS
RESOLUTION NO. 1688-2005

RESOLUTION by the Board of Stormwater Management of the City of Fort Wayne, Indiana, that:

Orders the construction of approximately 6700 LF of 12-inch to 24-inch diameter storm sewer and culvert pipe, along with all appurtenant manholes, inlets, special drainage structures, and right-of-way grading, along Plaza Drive from Pettit Avenue to Paulding Road, and along a portion of Fairfax Avenue west of Plaza Drive.

Declares that said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled "PLAZA DRIVE, PETTIT TO PAULDING, STORM WATER SYSTEM IMPROVEMENTS".

Declares the cost of said improvements shall be paid by STORMWATER UTILITY FUNDS.

Declares the "PLAZA DRIVE, PETTIT TO PAULDING, STORMWATER SYSTEM IMPROVEMENTS" project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that the "PLAZA DRIVE, PETTIT TO PAULDING, STORMWATER SYSTEM IMPROVEMENTS" project is of public utility and benefit.

Declares the "PLAZA DRIVE, PETTIT TO PAULDING, STORMWATER SYSTEM IMPROVEMENTS" project does require the acquisition of property rights (permanent and temporary sewer and drainage easements).

Declares the engineer's estimate of "PLAZA DRIVE, PETTIT TO PAULDING, STORMWATER SYSTEM IMPROVEMENTS" project's total cost is $550,000.00.

Declares the "PLAZA DRIVE, PETTIT TO PAULDING, STORMWATER SYSTEM IMPROVEMENTS" project will not change fees currently paid by property owners in the area.

42

ADOPTED THIS 4th **DAY OF** May **, 2005**

BOARD OF STORMWATER MANAGEMENT

BY: _____
Greg Meszaros, Chairman

BY: John Suarez
John Suarez, Member

BY: Regina A. Kostoff
Regina A. Kostoff, Member

MEMORANDUM

TO: Regina Kostoff, Chairman, Board of Works

FROM: Steven B. Martin, General Accounting

DATE: **April 28, 2005**

SUBJ: Bad Debts

I am requesting Board approval to write off the attached listing of delinquent accounts. After receiving your approval, those accounts, which cannot be collected by us, will be turned over to our Collection Agent.

Please indicate your approval and return one copy of the detail listing to General Accounting. A copy of the detail listing is attached for your file. The write off is for February 2005 and special terminated accounts.

REVENUE ACCOUNTS

February 2005

WATER	$ 10,212.62
SEWER	17,659.32
STORM WATER	2,360.56
REFUSE	5,891.64
	$ 36,124.14

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

May 4, 2005
Date

MEMORANDUM

TO: Gina Kostoff, Chairman, Board of Works

FRO Steven Martin, General Accounting

DATI 28-Apr-05

SUB. Bad Debts

As part of the attached list, the following are large accounts being written off this month and turned over for collections. Following are the reasons for large bills.

000336110-012	Austin Brown	Large Leak	3,717.95
00142611-006	Rhea McGinnis	Large Leak	1,002.57
			4,720.52

RUN DATE: 04/27/2005
RUN TIME: 17:30

FORT WAYNE CITY UTILITIES
ACCOUNTS WRITTEN OFF ON 04/27/2005

PAGE: 1
PROG-ID: WRTOF

ACCNT NUMBER	CUSTOMER NAME	WATER	SEWER	GARBAGE	STORM	CAP CHG	TOTAL	WRITTEN OFF
00102091-019	CORY ADAMS	0.00	29.85	21.69	9.62	0.00	61.16	61.16
00131423-019	PORSHIA ADAMS	53.58	6.71	0.00	0.00	0.00	60.29	60.29
00471569-005	JAMIE ALORETE	66.97	25.42	21.19	4.79	0.00	118.37	118.37
00238643-014	CHRISTINA M AMARO	63.99	132.01	39.53	10.33	0.00	245.86	245.86
00030058-002	FRANK P AMARO	8.86	34.25	33.04	8.67	0.00	84.82	84.82
00429430-006	ERICA AMSTUTZ	30.41	36.58	29.96	7.78	0.00	104.73	104.73
00409138-002	SARAH ANDERSON	115.39	240.03	31.93	7.21	0.00	394.56	394.56
00333298-004	MICHELLE ARCHER	309.83	222.94	72.53	17.26	0.00	622.56	622.56
00009255-013	ART HOMES INC	0.00	1.22	0.00	0.00	0.00	1.22	1.22
00519812-001	GERARO AUGUSTINE	0.00	51.75	7.51	1.69	0.00	60.95	60.95
00394076-006	RANDY AXT	0.00	16.77	12.01	2.79	0.00	31.57	31.57
00195456-010	JAMES R BAILEY	0.00	24.36	10.36	2.34	0.00	37.06	37.06
00660957-013	NINA N BAKER	16.92	8.53	21.78	4.91	0.00	52.14	52.14
00186783-003	JOHN S BALL	73.30	52.84	44.48	10.12	0.00	180.74	180.74
00018807-006	KEVIN P BANET *LIEN	0.00	145.18	62.75	14.76	0.00	222.69	222.69
00179264-011	JACQUESE BARNES	160.90	167.57	23.24	5.25	0.00	356.96	356.96
00134791-011	SHERRY L BARNES	22.42	77.53	38.16	10.29	0.00	148.40	148.40
00257591-009	REVA BARNETT	16.26	12.07	15.47	3.49	0.00	47.29	47.29
00104965-002	ROBYN BARTEL	5.29	2.95	2.15	0.48	0.00	10.87	10.87
00616907-006	CHRISTINA BAYSINGER	0.00	12.24	14.87	3.65	0.00	30.76	30.76
00540889-000	L F BAZZINETT	5.91	7.77	0.00	0.00	0.00	13.68	13.68
00008025-016	MICHELLE BEATTY	0.00	33.73	0.00	0.00	0.00	33.73	33.73
00017207-010	PATRICIA BEAVER	0.88	3.01	0.00	0.00	0.00	3.89	3.89
00013390-021	TODD BEBOUT	46.84	43.53	1.08	0.24	0.00	91.69	91.69
00027162-021	VERONICA BELLE	7.16	23.92	30.24	8.45	0.00	69.77	69.77
00191019-002	CANOANCE BENT	98.12	22.97	11.90	2.68	0.00	135.67	135.67
01003682-001	BENJAMIN W BERRY *LIEN	0.00	0.00	0.00	148.83	0.00	148.83	148.83
00453935-011	JOSEPH BIGGS R	31.66	37.30	21.46	4.84	0.00	95.26	95.26
00018775-010	MARJORY BILLINGSLEY	173.94	142.47	41.62	29.55	0.00	387.58	387.58
00698814-006	MARK A BISHOP *LIEN	0.00	71.40	32.19	7.26	0.00	110.85	110.85
00004787-007	THOMAS E BIXLER	32.08	76.87	0.00	0.00	0.00	108.95	108.95
00287199-001	DAVID BOSTIC	0.23	68.22	30.23	6.82	0.00	105.50	105.50
00443549-009	JESSICA BRADSHAW	0.00	20.83	25.61	7.04	0.00	53.48	53.48
00012246-007	AMBER R BRADTMUELLER	0.00	27.95	19.50	5.46	0.00	52.91	52.91
00163058-004	SHANTEL BRAY	13.00	40.92	20.84	5.28	0.00	80.04	80.04
00344524-001	EDWARD BREWER	11.66	8.79	12.26	2.76	0.00	35.47	35.47
00036110-012	AUSTIN BROWN	1,357.97	2,339.11	16.69	4.18	0.00	3,717.95	3,717.95
00066028-004	BARBARA BROWN	57.56	26.00	30.07	8.09	0.00	121.72	121.72
00534056-007	JAMES A BROWN	0.00	0.00	0.00	0.00	0.00	0.00	0.00
00343102-010	LAURA BROWN	25.83	20.72	20.13	5.25	0.00	71.93	71.93
00092029-018	SARENA BROWN	0.00	22.51	6.08	0.00	0.00	28.59	28.59
00252530-020	STEVEN O BROWN	0.00	13.54	23.91	6.77	0.00	44.22	44.22
00706159-011	KONSTANTIN BUDOWSKI	0.00	95.20	42.92	9.68	0.00	147.80	147.80
00158461-008	DENISE CABELL	0.00	14.81	14.40	3.25	0.00	32.46	32.46
00401641-002	HERBERT P CALDWELL	10.97	8.84	10.73	2.42	0.00	32.96	32.96
00161853-017	NOLENO CANN	29.01	42.83	35.05	12.05	0.00	118.94	118.94
00000993-028	BRENT L CAREY *LIEN	0.00	145.18	62.75	14.76	0.00	222.69	222.69
00069191-007	RICHARD CARLISLE	2.27	0.81	2.60	0.59	0.00	6.27	6.27
00066192-000	T CARLISLE	28.44	7.22	2.51	0.56	0.00	38.73	38.73
00244163-026	CHRISTINA S CARR	29.83	12.57	13.95	3.15	0.00	59.50	59.50
00101478-006	TIFFANY CARR	0.00	10.98	1.11	2.42	0.00	14.51	14.51
00641251-008	TIMOTHY O CASEY *LIEN	0.00	191.05	0.00	0.00	0.00	191.05	191.05
00101958-010	ENEDINA SA CHACON	0.07	31.55	23.25	4.84	0.00	59.71	59.71
00464406-005	MILOREO CHANEY	216.41	152.62	139.83	23.79	0.00	532.65	532.65
00034681-005	WORT CHAPMAN	101.30	29.25	72.96	19.69	0.00	223.20	223.20
00229210-003	LEROY J CHURCH	244.17	355.38	30.60	7.26	0.00	637.41	637.41
00204765-014	SHANEL COLEMAN	25.62	32.96	28.61	6.46	0.00	93.65	93.65
00141107-004	DARLENE COLLINS	187.80	242.32	50.37	17.18	0.00	505.67	505.67
00151130-024	LEAMARIE COLLINS	0.00	19.91	10.73	2.42	0.00	33.06	33.06
00408956-009	YVETTE L COLWELL	0.00	54.44	24.19	5.51	0.00	84.14	84.14
00704202-020	ALLISON L COOK	0.00	5.10	5.72	0.00	0.00	10.82	10.82
00407798-000	C J COUNTERMAN	4.31	1.55	4.65	1.05	0.00	11.56	11.56
00112143-003	PLANTILA O CUBIAS	28.88	28.37	21.46	4.84	0.00	83.55	83.55
00267899-011	JOAN CUELLAR	34.02	31.11	26.56	6.00	0.00	97.69	97.69
00150215-019	GWYN CURRY	51.67	101.65	41.75	14.27	0.00	209.34	209.34

ACCNT NUMBER	CUSTOMER NAME	WATER	SEWER	GARBAGE	STORM	CAP CHG	TOTAL	WRITTEN OFF
00022029-013	REBECCA ANN OAVIS *LIEN	0.00	120.60	54.22	12.27	0.00	187.09	187.09
00099996-026	TYRONE OAVIS	67.29	39.02	75.59	19.82	0.00	201.72	201.72
00003324-004	STEPHEN OAWSON III*LIEN	0.00	16.03	36.71	9.58	0.00	62.42	62.42
00028118-021	JOOIE OAYS	2.05	0.74	3.22	0.73	0.00	6.74	6.74
00033601-001	CATHERINE OECKER	0.00	22.34	0.00	0.00	0.00	22.34	22.34
01002687-003	OELIVERANCE FAITH TABERNA	0.00	0.00	0.00	69.60	0.00	69.60	69.60
00042471-005	OANIEL OELUNA	2.87	68.95	21.46	4.84	0.00	98.12	98.12
00029813-001	LUCY OIOSOAOO	24.10	28.02	32.14	8.26	0.00	92.52	92.52
00031747-010	SONYA OONIAS	0.00	30.69	30.24	7.16	0.00	68.09	68.09
00686158-003	SCOTT OUNCAN	48.39	97.23	31.35	9.02	0.00	185.99	185.99
00024538-011	LYOIA EARLY	0.00	0.00	0.00	0.00	0.00	0.00	0.00
00396508-009	JESSICA A ELKINS	178.47	37.16	18.24	4.11	0.00	237.98	237.98
00001672-003	SAL ESPINOSA	0.00	36.77	0.00	0.00	0.00	36.77	36.77
00256323-018	ESQUIRE ENTERPRISES	68.22	16.56	60.51	16.07	0.00	161.36	161.36
00406457-022	JOHN ESQUIVEL	0.00	35.83	14.80	5.45	0.00	56.08	56.08
00019410-000	CHARLOTTE L ESTERS	26.40	14.37	34.33	7.74	0.00	82.84	82.84
00178640-030	GINI EVANS	66.89	34.44	29.82	10.86	0.00	142.01	142.01
00254576-014	LAKEESHA EVANS	134.86	118.43	39.89	16.98	0.00	310.16	310.16
00034840-001	TROY EYTCHESON	7.01-	7.01-	7.01-	7.01-	0.00	28.04-	28.04-
00016278-003	NEIL M FEOERSPIEL	0.00	2.71	0.00	0.00	0.00	2.71	2.71
00321958-013	ROBERT O FERGUSON	0.00	32.51	14.66	3.31	0.00	50.48	50.48
00038326-001	RENA N FFRENCH	0.00	5.37	0.00	0.00	0.00	5.37	5.37
00222658-006	JONATHAN FITZPATRICK	0.00	12.09	6.80	7.49	0.00	26.38	26.38
00001159-001	CLYOE E FORO III	0.00	21.07	0.00	0.00	0.00	21.07	21.07
00280054-014	AMBER FRANCE	78.20	66.51	18.60	4.19	0.00	167.50	167.50
00196592-009	SONORA F FREOERICK	6.25	1.88	6.59	1.26	0.00	15.78	15.78
00083631-003	OELORES M FULMORE	0.00	0.11	24.67	0.07	0.00	24.85	24.85
00451681-018	NORMAN T GAFF *LIEN	0.00	145.18	0.00	14.76	0.00	159.94	159.94
00369020-011	CHRISTOPHER GALLIERS	6.03	39.33	33.77	6.56	0.00	85.69	85.69
00033113-007	JOSE GARCIA	0.00	27.52	10.73	2.42	0.00	40.67	40.67
00588253-006	GEORGETOWN MEMBERS LLC	5.03	3.43	0.00	0.00	0.00	8.46	8.46
00001258-016	RAMONA GERAROOT	25.07	59.64	36.72	9.46	0.00	130.89	130.89
00138568-003	STEVE GINN	47.18	1.14	5.01	1.13	0.00	54.46	54.46
00015465-004	GREG GOETTERMAN	0.00	272.12	0.00	0.00	0.00	272.12	272.12
00001037-005	OARRYL V GOLOEN *LIEN	0.00	116.96	0.00	0.00	0.00	116.96	116.96
00047996-008	ELAINE GOOO	0.00	48.34	15.04	4.62	0.00	68.00	68.00
00047333-001	GOOO SHEPHERO COMMUNITY C	4.95	287.27	0.00	0.93	0.00	293.15	293.15
00099570-016	TORRIE GREEN	176.01	100.08	40.10	11.67	0.00	327.86	327.86
00151882-002	ANTHONY GUY	112.94	141.24	10.73	2.42	0.00	267.33	267.33
00406155-033	LOREN HAIR	14.10	66.79	33.48	8.67	0.00	123.04	123.04
00022888-026	QUINCY HALL	93.92	161.92	50.18	12.10	0.00	318.12	318.12
00020648-012	LEVERN HAMILTON	0.00	46.76	15.19	5.59	0.00	67.54	67.54
00180173-035	JOLENE A HARREL	207.50	132.13	30.23	7.78	0.00	377.64	377.64
00370118-004	ANGELA M HARRIS	130.60	111.15	33.04	8.67	0.00	283.46	283.46
01003127-001	PAULA HARRIS	0.00	0.00	57.40	13.15	0.00	70.55	70.55
01003715-002	HASSAN BARREL CO INC *LIE	0.00	0.00	0.00	159.72	0.00	159.72	159.72
00000926-011	JEFFREY N HELLER *LIEN	0.00	148.80	0.00	0.00	0.00	148.80	148.80
00511781-015	CARDEN B HENN	8.20	4.58	10.73	2.42	0.00	25.93	25.93
00087580-023	CHERIE HILL	43.60	29.41	13.59	3.07	0.00	89.67	89.67
00094935-003	MARKISHA HILL	149.39	606.30	36.45	10.24	0.00	802.38	802.38
00023773-004	KIMBERLEE HIXSON	0.00	5.81	0.00	0.00	0.00	5.81	5.81
00093645-009	DEBRA MOSES HOLLEY	0.00	10.85	5.01	1.13	0.00	16.99	16.99
00196150-002	CHRISTOPHER HOWARO	0.61	45.35	31.92	8.57	0.00	86.45	86.45
00010495-003	CAROLYN L HUFFMAN	22.17	17.76	21.46	4.84	0.00	66.23	66.23
01002529-002	JAMES R HUTTON	0.00	0.00	39.69	8.95	0.00	48.64	48.64
00007837-004	IMPEX INTERNATIONAL INC	9.31	3.33	0.00	0.00	0.00	12.64	12.64
00416673-008	JENNI F ISENBARGER	4.38	46.46	31.97	7.48	0.00	90.29	90.29
00006364-013	JERRY JARVIS	0.59-	0.59-	0.59-	0.59-	0.00	2.36-	2.36-
00377031-003	JEFFERSON AUTO SALES	92.99	241.13	0.00	4.36	0.00	338.48	338.48
C0106402-004	EVELINA JOHNSON	48.15	83.81	23.96	5.40	0.00	161.32	161.32
01001935-006	KATHLEEN O JOHNSON	0.00	0.00	88.71	21.78	0.00	110.49	110.49
00594598-002	MAYA JOJIC	0.45	11.14	4.70	2.50	0.00	18.79	18.79
00146161-010	COURTNEY O JONES	27.84	56.04	31.81	8.43	0.00	124.12	124.12
00146080-005	RUBY JOROAN	6.83	4.09	7.15	1.62	0.00	19.69	19.69
00535745-008	ROBERT M KEBB	0.75	21.18	34.69	7.82	0.00	64.44	64.44

ACCNT NUMBER	CUSTOMER NAME	WATER	SEWER	GARBAGE	STORM	CAP CHG	TOTAL	WRITTEN OFF
00618020-019	CHARLES KILBRIDE	26.93	144.83	26.46	5.97	0.00	204.19	204.19
00066990-022	AMBER KING	0.00	7.95	0.76	1.29	0.00	10.00	10.00
00020176-025	ELLA KING	52.59	12.05	43.79	10.22	0.00	118.65	118.65
00020281-022	ELLA KING	52.59	12.05	43.79	10.22	0.00	118.65	118.65
00278564-008	RANDY KING	12.31	7.94	16.23	7.92	0.00	44.40	44.40
00092568-003	ROSLYN G KIRK	0.00	16.89	18.23	4.99	0.00	40.11	40.11
00083402-009	LESLIE A KISSINGER	0.00	40.88	13.59	3.07	0.00	57.54	57.54
00104264-006	RAYMOND KIZER	20.65	21.03	33.36	7.52	0.00	82.56	82.56
00097633-018	BRIAN R KLEMM	110.53	91.14	31.40	7.08	0.00	240.15	240.15
00663425-009	JESSICA KLOOZE	0.00	282.60	69.51	16.50	0.00	368.61	368.61
00432229-007	GERALD C KRAMER JR	10.69-	10.69-	10.71-	10.69-	0.00	42.78-	42.78-
01000187-000	TONYA S KRINN	0.00	0.00	71.11	16.94	0.00	88.05	88.05
00003384-020	PEARLINE KYLES	0.23	32.31	0.00	4.62	0.00	37.16	37.16
01003937-000	L & O WOOD FAMILY LTD	0.00	0.00	0.00	322.66	0.00	322.66	322.66
00004172-004	GEORGE LAY *LIEN	0.00	142.84	61.84	14.52	0.00	219.20	219.20
00038639-000	LCF ENTERPRISES LLC	0.00	1.80-	0.00	0.00	0.00	1.80-	1.80-
00580597-004	TERRY S LEE	51.99	23.75	28.43	6.68	0.00	110.85	110.85
00404780-003	JOSHUA LINDZY	0.00	83.62	26.55	6.02	0.00	116.19	116.19
00150061-009	DEVLIN LOGAN	0.00	17.48	7.87	1.77	0.00	27.12	27.12
00269581-019	JEFFERY LOVELL	7.51	4.33	9.66	2.18	0.00	23.68	23.68
00451541-018	GARY O LUEBKE *LIEN	0.00	71.40	32.19	7.26	0.00	110.85	110.85
00613770-002	MAFCO LEASING	28.25	31.42	0.00	0.00	0.00	59.67	59.67
00694371-002	MAFCO LEASING	73.22	76.26	0.00	16.14	0.00	165.62	165.62
00037751-001	LAURAN MAGGARO	150.40	75.41	47.54	13.92	0.00	287.27	287.27
00011479-012	CAMERON MALONE	20.79	44.13	33.04	8.67	0.00	106.63	106.63
00279714-006	ROBERT MANN	11.39	91.58	31.91	5.91	0.00	140.79	140.79
00641286-005	JOYCE MARONEY	0.00	85.00	0.00	0.00	0.00	85.00	85.00
00033373-001	DONNA L MARSCHANO	0.00	7.76	0.00	0.00	0.00	7.76	7.76
00404527-005	ANGELA MARSHALL	0.00	8.84	0.00	0.13	0.00	8.97	8.97
00134082-009	COREY MARTIN	8.81	55.10	34.34	7.74	0.00	105.99	105.99
00024225-001	PATRICK W MARTIN	48.01	10.96	31.39	8.11	0.00	98.47	98.47
00444863-002	LOIS M MAY	0.00	4.93	0.00	0.00	0.00	4.93	4.93
00142611-006	RHEA N MCGINNIS	408.34	552.16	34.33	7.74	0.00	1,002.57	1,002.57
00244376-010	BRANDY J MCGUIRE	4.11	4.93	2.51	0.56	0.00	12.11	12.11
00034744-001	IRMA MENDOZA	17.71	45.39	34.07	7.69	0.00	104.86	104.86
00131776-012	TANISHA MILES	0.00	27.29	0.00	0.00	0.00	27.29	27.29
00281085-004	JEANNETTE MONORAGON	6.72-	6.72-	6.74-	6.72-	0.00	26.90-	26.90-
00022934-011	MICHAEL MOORE	33.89	13.99	10.73	2.42	0.00	61.03	61.03
00133381-017	MISTY MOORE	32.57	32.97	0.00	0.20	0.00	65.54	65.54
00645060-006	THOMAS MYERS	93.53	228.84	40.96	9.24	0.00	372.57	372.57
00003607-003	LEONORA NAWROCKI	5.70	3.69	0.00	1.13	0.00	10.52	10.52
00711160-000	GEORGE NICODEMUS	0.00	214.20	88.24	20.37	0.00	322.81	322.81
00066850-000	MARTHA NOLL	212.45	27.44	34.34	7.74	0.00	281.97	281.97
00254169-018	JULIE NORMAND	171.03	51.01	37.91	8.54	0.00	268.49	268.49
00396974-006	PAMELA OLSEN	0.00	40.10	10.73	2.42	0.00	53.25	53.25
00179523-013	THEIN OO	0.27-	0.27-	0.30-	0.27-	0.00	1.11-	1.11-
00004171-006	TONY ORT	0.00	96.79	43.63	9.85	0.00	150.27	150.27
00612812-000	P E PARKER	4.53	1.63	0.00	1.21	0.00	7.37	7.37
00036447-008	RALIZA PASHOVA	0.00	3.49	0.00	0.00	0.00	3.49	3.49
00076848-016	JOHNNETTA PAYNE	44.00	0.00	0.00	0.00	0.00	44.00	44.00
00037311-000	MARTHA G PETERSON	0.00	64.25	21.82	7.33	0.00	93.40	93.40
00570575-008	MICHAEL PHILLIPS	9.17	61.23	15.60	3.52	0.00	89.52	89.52
00251879-014	LAURA PLUMB	0.00	25.24	17.30	4.14	0.00	46.68	46.68
00134341-007	SUSAN POWELL	0.00	28.73	13.23	2.98	0.00	44.94	44.94
00145939-004	LEONA POWERS	4.90	13.12	0.00	0.00	0.00	18.02	18.02
00030368-005	ALLEN RABER	10.57	20.39	37.65	11.09	0.00	79.70	79.70
00274380-009	JESUS RAMIREZ	0.00	2.08	0.00	0.00	0.00	2.08	2.08
00036630-001	JANEL RAMSEYER	119.20	0.00	0.00	0.00	0.00	119.20	119.20
00692522-004	SAMUEL J RANS *LIEN	0.00	119.04	0.00	0.00	0.00	119.04	119.04
00038807-000	REGIL CORP	0.00	27.46-	0.00	0.00	0.00	27.46-	27.46-
00000979-004	JEFFRY A ROBERTS	0.00	465.05	92.78	9.68	0.00	567.51	567.51
00091308-021	RICHARD L ROBERTS	0.00	8.20	7.87	1.77	0.00	17.84	17.84
00041750-013	GERALD ROBINSON	189.79	330.69	28.96	7.51	0.00	557.05	557.05
00004139-003	JEANNE M ROBINSON	0.00	107.06	26.41	0.00	0.00	133.47	133.47
00150568-021	OSCAR RODRIGUEZ	110.54	175.63	33.68	6.55	0.00	326.40	326.40

ACCNT NUMBER	CUSTOMER NAME	WATER	SEWER	GARBAGE	STORM	CAP CHG	TOTAL	WRITTEN OFF
00215643-021	VICTOR RODRIGUEZ	0.00	6.71	1.56	2.42	0.00	10.69	10.69
00001644-002	FRANK RORICK	0.00	142.80	61.84	14.52	0.00	219.16	219.16
00330620-005	SAMUEL ROSA	41.82	39.71	31.33	8.40	0.00	121.26	121.26
00416452-022	NICOLE A RUGG	63.75	34.90	32.49	8.35	0.00	139.49	139.49
00496499-015	KEITH SAMS	1.13	9.25	0.00	1.50	0.00	11.88	11.88
00001464-007	FRANK G SANOOVAL	0.00	95.20	42.92	9.58	0.00	147.80	147.80
00000204-008	CLIFFORD O SCHLATTER	0.00	71.40	32.19	7.26	0.00	110.85	110.85
00606774-003	ALBERT SCHMIO III	52.08	15.66	32.65	8.52	0.00	108.91	108.91
00101214-003	ANITRA SCOTT	0.00	55.57	29.86	6.74	0.00	92.17	92.17
00002749-002	SCOTTS FOOD STORES	24.52	0.00	0.00	0.00	0.00	24.52	24.52
00444723-014	KELLY SEACOTT	5.19	33.64	38.76	0.00	0.00	77.59	77.59
00003943-015	NATALIE SEFTON	0.00	67.49	0.00	0.00	0.00	67.49	67.49
00026910-002	KEITH SELBY	0.00	48.01	0.00	0.00	0.00	48.01	48.01
00317950-002	VICKIE SELZER	50.94	54.29	23.97	6.53	0.00	140.73	140.73
00215988-004	RUBEN SEPULVEOA	17.91	19.53	10.73	2.52	0.00	50.59	50.59
00180181-017	ANNE SHANK *BANKRUPTCY	55.51	0.00	0.00	0.00	0.00	55.51	55.51
00252581-004	ANNE SHANK *BANKRUPTCY	148.58	0.00	0.00	0.00	0.00	148.58	148.58
00262072-005	CHRISTINE SHEETS	4.16-	4.16-	4.19-	4.16-	0.00	16.67-	16.67-
00044105-006	ROSHONDA SHELTON	0.00	94.95	32.37	7.30	0.00	134.62	134.62
00594717-000	V SHOOT	153.76	218.92	20.77	5.45	0.00	398.90	398.90
00001084-004	TODD SKEVINGTON	0.00	145.98	61.84	14.52	0.00	222.34	222.34
00688266-007	PATRICIA A SLATER	0.00	120.60	54.22	12.27	0.00	187.09	187.09
00399922-003	JOHN SMASAL	0.00	61.78	0.00	0.00	0.00	61.78	61.78
00004383-005	BRANDEE SMITH	97.91	120.20	8.23	1.86	0.00	228.20	228.20
00158887-015	BREYON J SMITH	0.00	8.25	0.00	0.00	0.00	8.25	8.25
00178799-016	DAVID S SMITH	0.00	35.09	27.37	6.17	0.00	68.63	68.63
00391085-003	LISA L SNEED	0.00	8.41	12.29	4.32	0.00	25.02	25.02
01003787-001	NICHOLAS U SOMMERFELD ETA	0.00	0.00	0.00	59.53	0.00	59.53	59.53
00406937-007	WAYNE SORG	152.80	11.31	30.99	11.25	0.00	206.35	206.35
00240419-005	SOURCE REAL ESTATE	13.62	6.92	18.96	4.28	0.00	43.78	43.78
00305944-002	TURSHA SPEARS	10.16	46.61	41.27	13.76	0.00	111.80	111.80
00198439-001	HANNAH SPENCE	10.75	8.62	6.91	1.40	0.00	27.68	27.68
00029706-004	LAKISHA SPENCER	278.15	230.04	0.00	29.29	0.00	537.48	537.48
00231231-006	AMANDA SPILLER	6.89	31.24	31.44	7.21	0.00	76.78	76.78
00327700-003	BRIAN L SPITZNAUGLE	16.39	9.15	21.46	4.84	0.00	51.84	51.84
00953308-006	DONALD E SPRINGER	15.90	5.70	23.25	5.25	0.00	50.10	50.10
00233579-007	DANIEL STARRETT	0.00	15.81	44.10	11.00	0.00	70.91	70.91
00041335-010	ANGIE STEVENSON	54.46	19.82	31.91	8.35	0.00	114.24	114.24
00404993-029	REBECCA A STOCKERT	0.00	19.59	29.08	7.14	0.00	55.81	55.81
00030356-000	HANS P SWIFT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
00010582-009	NATALIE TAYLOR	35.95	47.29	6.80	1.53	0.00	91.57	91.57
00395757-003	MICHELLE THIEME	0.00	28.07	14.76	3.33	0.00	46.16	46.16
00097802-004	THERESA THOMSON	73.68	50.64	35.95	9.90	0.00	170.17	170.17
01002677-005	CORLEY W THORNTON SR	0.00	0.00	0.00	108.90	0.00	108.90	108.90
00463639-004	SELINA TINKHAM	70.22	47.66	29.71	7.70	0.00	155.29	155.29
00027928-001	DEBORAH A TOWNES	3.86	1.39	0.00	1.13	0.00	6.38	6.38
00681687-004	LUJON TROWELL	0.00	20.13	15.20	3.58	0.00	38.91	38.91
00013714-008	FRANCIS UOOH	0.46-	0.46-	0.49-	0.46-	0.00	1.87-	1.87-
00030019-000	WILLIAM VANDEFORD III	70.95	35.68	0.00	0.00	0.00	106.63	106.63
00362417-002	ALICIA VARGAS	62.22	36.09	29.71	7.70	0.00	135.72	135.72
00001478-012	JENNIFER VERGON	72.20	45.51	20.84	4.70	0.00	143.25	143.25
00011849-003	PAUL VLASKAMP	0.00	0.40-	0.40-	0.40-	0.00	1.20-	1.20-
00474037-021	GERMAINE VULLOCH	2.97	9.42	4.52	2.56	0.00	19.57	19.57
00267872-008	HEATHER WACKUS	0.00	9.34	7.22	3.09	0.00	19.65	19.65
00235121-020	RACHELLE WADE	27.96	2.25	38.58	0.85	0.00	69.64	69.64
00469831-003	MARY WALL	8.20	4.58	7.15	1.52	0.00	21.55	21.55
00009769-006	HEATHER M WALTENBURG	0.00	1.14	1.96	0.73	0.00	3.83	3.83
00020338-013	NICOLE WALTHOUR	94.67	63.66	31.61	8.35	0.00	198.29	198.29
00031089-008	NAKIA WARREN	8.00	79.44	32.55	7.34	0.00	127.33	127.33
00678813-001	WASHINGTON MUTUAL HOME LO	0.00	21.64	5.64	2.20	0.00	29.48	29.48
00407666-000	I W WHITE	0.42	4.82	0.00	0.00	0.00	5.24	5.24
00033651-007	JAMES E WHITE	0.00	96.79	43.63	9.85	0.00	150.27	150.27
00261912-014	KAYLA M WHITE	44.31	76.49	74.75	9.90	0.00	205.45	205.45
00336548-003	DAVID WHITFIELD	25.42	63.60	31.06	8.33	0.00	128.41	128.41
00394696-012	ANGELA WHITTENBURG	0.00	14.84	6.80	1.53	0.00	23.17	23.17

ACCNT NUMBER	CUSTOMER NAME	WATER	SEWER	GARBAGE	STORM	CAP CHG	TOTAL	WRITTEN OFF
00000854-011	JOHN M WIARO	0.00	119.00	53.07	12.10	0.00	184.17	184.17
00163279-012	DOROTHY L WILLIAMS	226.56	191.13	135.46	34.75	0.00	587.90	587.90
00000314-024	LEAMON O WILLIAMS	0.00	31.96	0.00	2.59	0.00	34.55	34.55
00073040-005	OANA WILSON	0.12	42.48	35.05	7.91	0.00	85.56	85.56
00473928-038	ELAINA WILSON	0.00	4.75	0.00	0.00	0.00	4.75	4.75
00246778-035	GLADYS WILSON	0.00	48.02	22.98	5.18	0.00	76.18	76.18
00053791-017	TERRI WINSTON	13.87	78.14	25.82	5.82	0.00	123.65	123.65
00425214-001	DAVID A WOLFE	35.33	32.20	27.72	6.11	0.00	101.36	101.36
00042285-014	JAMES D WOODARD	59.87	29.95	34.60	7.80	0.00	132.22	132.22
00430129-007	JERALD C WOODROW	47.76	100.79	19.76	4.46	0.00	172.77	172.77
00085243-014	DUANE L WOODS	0.00	42.36	13.33	3.68	0.00	59.17	59.17
00004315-010	JANNIE O WYATT *LIEN	0.00	63.93	56.62	12.99	0.00	133.54	133.54
00254231-009	MICHAEL YOUNG	12.77	7.85	13.59	3.07	0.00	37.28	37.28
00032207-000	THOMAS ZAENGER	0.00	1.41-	0.00	0.00	0.00	1.41-	1.41-
00040665-004	ANITA W ZINK	81.04	60.47	31.97	8.43	0.00	181.91	181.91
275	ACCOUNTS LISTED	10,212.62	17,659.32	5,891.64	2,360.56	0.00	36,124.14	36,124.14
	FINANCE CHARGES	587.16	1,291.53	494.21	204.91	0.00	2,577.81	

BAGE	STORM	CAP CHG	TOTAL	WRITTEN OFF
21.69	9.62	0.00	61.16	61.16
0.00	0.00	0.00	60.29	60.29
21.19	4.79	0.00	118.37	118.37
39.53	10.33	0.00	245.86	245.86
33.04	8.67	0.00	84.82	84.82
29.96	7.78	0.00	104.73	104.73
31.93	7.21	0.00	394.56	394.56
72.53	17.26	0.00	622.56	622.56
0.00	0.00	0.00	1.22	1.22
7.51	1.69	0.00	60.95	60.95
12.01	2.79	0.00	31.57	31.57
10.36	2.34	0.00	37.06	37.06
21.78	4.91	0.00	52.14	52.14
44.48	10.12	0.00	180.74	180.74
62.75	14.76	0.00	222.69	222.69
23.24	5.25	0.00	356.96	356.96
38.16	10.29	0.00	148.40	148.40
15.47	3.49	0.00	47.29	47.29
2.15	0.48	0.00	10.87	10.87
14.87	3.65	0.00	30.76	30.76
0.00	0.00	0.00	13.68	13.68
0.00	0.00	0.00	33.73	33.73
0.00	0.00	0.00	3.89	3.89
1.08	0.24	0.00	91.69	91.69
30.24	8.45	0.00	69.77	69.77
11.90	2.68	0.00	135.67	135.67
0.00	148.83	0.00	148.83	148.83
21.46	4.84	0.00	95.26	95.26
41.62	29.55	0.00	387.58	387.58
32.19	7.26	0.00	110.85	110.85
0.00	0.00	0.00	108.95	108.95
30.23	6.82	0.00	105.50	105.50
25.61	7.04	0.00	53.48	53.48
19.50	5.46	0.00	52.91	52.91
20.84	5.28	0.00	80.04	80.04
12.26	2.76	0.00	35.47	35.47
16.69	4.18	0.00	3,717.95	3,717.95
30.07	8.09	0.00	121.72	121.72
0.00	0.00	0.00	0.00	0.00
20.13	5.25	0.00	71.93	71.93
6.08	0.00	0.00	28.59	28.59
23.91	6.77	0.00	44.22	44.22
42.92	9.68	0.00	147.80	147.80
14.40	3.25	0.00	32.46	32.46
10.73	2.42	0.00	32.96	32.96
35.05	12.25	0.00	118.94	118.94
62.75	14.76	0.00	222.69	222.69
2.60	0.59	0.00	6.27	6.27
2.51	0.56	0.00	38.73	38.73
13.95	3.15	0.00	59.50	59.50
11.11	2.42	0.00	14.51	14.51
0.00	0.00	0.00	191.05	191.05
3.25	4.84	0.00	59.71	59.71
19.83	23.79	0.00	532.65	532.65
12.96	19.69	0.00	223.20	223.20
10.60	7.26	0.00	637.41	637.41
18.61	6.46	0.00	93.65	93.65
18.37	17.18	0.00	505.67	505.67
10.73	2.42	0.00	33.06	33.06
14.19	5.51	0.00	84.14	84.14
15.72	0.00	0.00	10.82	10.82
14.65	1.05	0.00	11.56	11.56
11.46	4.84	0.00	83.55	83.55
16.56	6.00	0.00	97.69	97.69
11.75	14.27	0.00	209.34	209.34

IMPROVEMENT RESOLUTION NO. 7042-05

RESURFACING PACKAGE 2 - 2005
WORK ORDER NO. 11882

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: THE FOLLOWING STREETS BY MILLING AND RESURFACING.

4TH DISTRICT 2005
MAPLE: THOMPSON to BROADWAY
FAY: THOMPSON to EVA
WILDWOOD: WILDMERE to THOMPSON
ST. MARYS: SPRING to STATE
POINSETTE: MARGARET to STATE
CHEROKEE: FAIRHILL to STRAND
RUMSEY: SPRING to CHEROKEE
CLOVER: TYLER to HINTON
MARDIGRAS: LINDENWOOD to ROMANE
COVENTRY: LINDENWOOD to ROMANE
SHALIMAR: LINDENWOOD to COVENTRY
ROMANE: MARDIGRAS to CONCRETE PAVEMENT AT 1730 ROMANE
RUNNION: R/R to SPRING
LINK: DAVIS to EASTERN TERMINUS
BEQUETTE: DAVIS to EASTERN TERMINUS
SINCLAIR: TYLER to WESTERN TERMINUS
CHERRY: MAIN to BOONE
FRY: MAIN to BOONE
WATKINS: MAIN to BOONE
MECHANIC: HURON to SOUTHERN
HURON: MECHANIC to CENTER
ROCKHILL: SOUTHERN to WASHINGTON
LAVINA: WESTERN to UNION
JACKSON: WILT to JEFFERSON
WAYNE: VAN BURN to BROADWAY
HIGH STREET: SHERMAN to WELLS
AVENUE OF AUTOS: ILLINOIS ROAD to NORTHERN TERMINOUS (MILL ONLY)

5TH DISTRICT 2005
ONEIDA: ELMWOOD to EDGEWATER
LOREE: ST. JOSEPH to EDGEWATER
LAFORT: ST. JOSEPH to EDGEWATER
LUMBARD: R/R to PITTSBURG
LUMBARD: PITTSBURG to MAUMEE
DUBOIS: WAYNE TRACE to CHESTNUT
FLETCHER: R/R to MAUMEE
SUMMIT: DIVISION to McCULLOCH
MONROE: HAYDEN to MADISON
HAYDEN: CLAY to HANNA
MAIN: EWING to MAIDEN LANE
BROADWAY: WASHINGTON to BERRY

COLLEGE: STOPHLET to WALL
WILDWOOD: HARRISON to CALHOUN
OAKDALE: HOAGLAND to CALHOUN

6TH DISTRICT 2005
WEISSER PARK: BAXTER to RUDISILL
McKINNIE: GAYWOOD to BOWSER
ETON: CORWIN to ALVERNO
CASSINO: REXFORD to ALVERNO
ALVERNO: GREGORY to CASSINO
GREGORY: REXFORD to ALVERNO
REXFORD: GREGORY to CASSINO
SALISBURY: 100' NORTH of MONTFORD to CARTERON
ASQUITH: SALSBURY to DERBYSHIRE
GUILD: SOUTHERN TERMINUS to CHARTWELL
SALEM: ASHCROFT to ROBERTA
SPATZ: CONGRESS to SHERWOOD TERRACE
OLIVER: CAPITOL to SENATE
MARCY: WERLING to McMILLEN PARK DR
DREXEL: FRUEHAUF to ADAMS
FRUEHAUF: TRENTMAN to EVANS
COLERICK: SMITH to ANTHONY
SMITH: OXFORD to COLERICK
WINTER: OXFORD to PONTIAC
REED: OXFORD to COLERICK

30
31
32
33

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 11th day of May, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: RESURFACING PKG 2-2005
DATE: 4-21-05

RES. NO.:7042-05
W.O. NO.: 11882

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	SURFACE MILLING, BITUMINOUS	208,000	SY	$0.85	$176,800.00
2.	BITUMINOUS MATERIAL FOR TACK COAT	105	TON	$145.00	$15,225.00
3.	BITUMINOUS BINDER NO 11, H.M.A.	8,032	TON	$26.00	$208,832.00
4.	BITUMINOUS BINDER NO 9, H.M.A.	5,850	TON	$23.00	$134,550.00
5.	BITUMINOUS SURFACE NO 12, H.M.A.	9,092	TON	$30.00	$272,760.00
6.	BITUMINOUS SURFACE NO 11, H.M.A.	1,957	TON	$29.00	$56,753.00
7.	BITUMINOUS MIXTURE FOR PATCHING	920	TON	$50.00	$46,000.00
8.	BITUMINOUS MIXTURE FOR APPROACHES	110	TON	$55.00	$6,050.00
9.	WATER VALVE (ADJUST TO GRADE) (UNDISTRIBUTED QUANTITY)	150	EA	$25.00	$3,750.00
10.	WATER VALVE (FURNISH AND ADJUST TO GRADE) (UNDISTRIBUTED QUANTITY)	40	EA	$85.00	$3,400.00
11.	CASTINGS (ADJUST TO GRADE) (UNDISTRIBUTED QUANTITY)	215	EA	$120.00	$25,800.00
12.	CASTINGS (FURNISH AND ADJUST TO GRADE) (UNDISTRIBUTED QUANTITY)	30	EA	$450.00	$13,500.00
13.	TEMPORARY PAVEMENT MARKING, TYPE I, YELLOW OR WHITE 4"	1,565	LF	$0.40	$626.00
14.	TEMPORARY PAVEMENT MARKING, PAINT, YELLOW OR WHITE 4"	820	LF	$0.40	$328.00
15.	PAVEMENT MARKING, WHITE, THERMOPLASTIC, 4"	920	LF	$0.85	$782.00
16.	PAVEMENT MARKING, SOLID AND SKIP YELLOW, THERMOPLASTIC, 4"	4,925	LF	$0.85	$4,186.25
17.	PAVEMENT MARKING, WHITE, THERMOPLASTIC, 6" CROSSWALK	1,230	LF	$1.00	$1,230.00
18.	PAVEMENT MARKING, WHITE, THERMOPLASTIC, 24" STOP BAR	375	LF	$2.00	$750.00
19.	PAVEMENT MARKING, "ARROW",WHITE, THERMOPLASTIC	4	EA	$65.00	$260.00
20.	PAVEMENT MARKING,WHITE RAILROAD "X", THERMOPLASTIC	1	EA	$150.00	$150.00
21.	PAVEMENT MARKING,WHITE RAILROAD "R", THERMOPLASTIC	2	LF	$65.00	$130.00
23.	SAW CUT FOR ROADWAY LOOP AND SEALER	175	LF	$10.00	$1,750.00
24.	SIGNAL CABLE, ROADWAY LOOP, 1C / 14 GA.	580	LF	$0.50	$290.00
25.	MAINTENANCE OF TRAFFIC	1	LS	$12,000.00	$12,000.00
26.	MOBILIZATION AND DEMOBILIZATION	1	LS	$24,000.00	$24,000.00

SUB-TOTAL:	$1,009,902.25
E&I @7%	$70,693.16
TOTAL:	**$1,080,595.41**

30
31
32
33

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, SUSTAINING RESOLUTION NUMBER 92-4-6-05-1, ROTHMAN ROAD BASE SANITARY SEWER FACILITIES PROJECT

RESOLUTION NUMBER 92-5-18-05-1

WHEREAS, on March 2, 2005, the Board of Public Works (the "Board") of the City of Fort Wayne, Indiana, (the "City") adopted a resolution entitled, "A Resolution of the Board of Public Works of the City of Fort Wayne, Indiana, Approving the Rothman Road Base Sanitary Sewer Facilities Project and Appropriating and Condemning Real Property for Use by the City of Fort Wayne, Indiana, and Assessing Benefits to Property Owners for Construction of the Rothman Road Base Sewer Project," (Resolution Number 92-3-2-05-2), which was recorded on May 13, 2005, as Document Number 205029544 in the records of the Office of the Recorder of Allen County, Indiana, (the "Original Resolution"); and

WHEREAS, on April 6, 2005, the Board adopted a resolution entitled, "A Resolution of the Board of Public Works of the City of Fort Wayne, Indiana, Appropriating and Condemning Real for Use by the City of Fort Wayne, Indiana, and Awarding Damages and Assessing Benefits to Property Owners for the Construction of the Rothman Road Base Sanitary Sewer Facilities Project" (Resolution Number 92-4-6-05-1), which was recorded on May 13, 2005, as Document Number 205029543 in the records of the Office of the Recorder of Allen County, Indiana, (the "Condemnation Resolution"); and

WHEREAS, pursuant to the Condemnation Resolution, the Board sent notice of the adoption of the Condemnation Resolution to the property owners identified therein from who the City, through the Board, seeks to condemn certain permanent right-of-way interests to complete the Rothman Road Base Sanitary Sewer Facilities Project; and

WHEREAS, at the remonstrance hearing scheduled in the Condemnation Resolution for Wednesday, May 4, 2005, at 10:00 a.m., the Board continued the hearing to Wednesday, May 11, 2005, at 10:00 a.m., at the request of property owners; and

WHEREAS, on Wednesday, May 11, 2005, at 10:00 a.m., the Board considered any and all remonstrances on the award of damages or assessment of benefits set forth in the Condemnation Resolution; and

WHEREAS, the Board has determined to sustain the Condemnation Resolution pursuant to Indiana Code 32-24-2-10.

NOW, THEREFORE, be it resolved by the Board of Public Works of the City of Fort Wayne, Indiana, as follows:

1. That the permanent rights-of-way referenced in the Condemnation Resolution are hereby appropriated and condemned to the City of Fort Wayne.

2. That the Board hereby sustains in all aspects the Condemnation Resolution pursuant to IC 32-24-2-10, including the award of damages and assessment of benefits set forth therein.

3. That this Resolution shall be in full force and effect from and after its adoption by the Board of Public Works of the City of Fort Wayne, Indiana.

Adopted this **18th** day of **May 2005.**

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth, Clerk

30
31
32
33

EMERGENCY RESOLUTION NUMBER 92-5-18-05-2

LAWTON PARK – UNDERGROUND TANK REMOVAL

WHEREAS, excavation in Lawton Park for a new 42" water main as part of the Northwest Feeder Main, Phase 2 project has discovered two (2) underground oil tanks, and;

WHEREAS, said discovery of underground tanks could not reasonably be foreseen and requires immediate action, and;

WHEREAS, the City proposes to use SES Environmental (who specializes in following the environmental regulations for removal and disposal of tanks and associated residuals) to oversee work and assist with coordinating proper disposal businesses, and;

WHEREAS, City Utilities and Parks Department have agreed to share costs for all associated work, and;

WHEREAS, the cost of said work shall exceed Twenty Five Thousand Dollars, ($25,000.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for this work and orders the Purchasing Department to issue an **EMERGENCY PURCHASE ORDER(S) FOR SAID WORK.**

APPROVED this 18th day of May ,2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

ATTEST:

Marilyn Huth

Marilyn Huth, Clerk

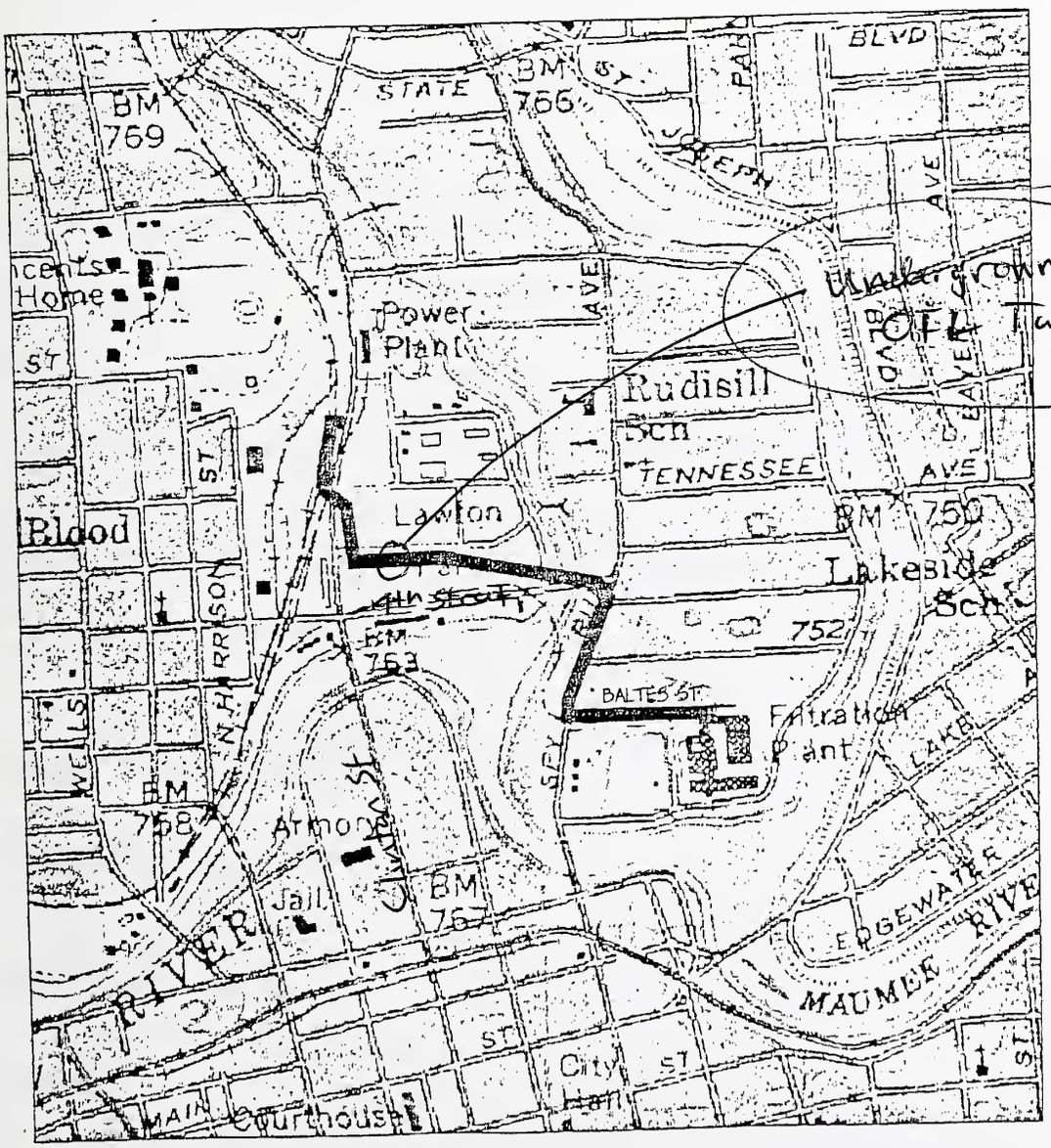
31

32

33

RESOLUTION NO. 1567-2004

ST FEEDER MAIN, PH



PROJECT AREA

GRAPHIC SCALE

0 400 800

GENERAL CIPP 2005 PACKAGE #1
RESOLUTION NO. 1726-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Approximately 9,861 feet of medium diameter (18-inch to 36-inch) combination and sanitary sewers shall be rehabilitated by means of the cured-in-place pipe lining process.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **GENERAL CIPP 2005 PACKAGE #1**.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $762,000.00

APPROVED THIS 18th DAY OF May, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan Chasey, Member

ATTEST:

Marilyn Huth

Marilyn Huth, Clerk

32

33

IMPROVEMENT RESOLUTION NO. 7044-05

SUBURBAN HEIGHTS / MT VERNON PARK ADDT CONCRETE REPAIRS
WORK ORDER NO. 11877

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: SUBURBAN HEIGHTS – SMITH STREET FROM BELMONT DR. TO ROOSEVELT DR.; BY RECONSTRUCTION OF ROADWAY, I.E. CEMENT CONCRETE PAVEMENT REPAIR; WHICH INCLUDES; PAVEMENT RESTORATION, INCLUDING INTEGRAL CURBS, CONSTRUCTION OF UNDER-DRAIN, INTERMITTENT SIDEWALK / CARRIAGE WALK, RECONSTRUCT RESIDENTIAL DRIVE APPROACHES, REHABILITATE STORM SEWER STRUCTURES, MULCH SEEDING RESTORATION. MOUNT VERNON PARK ADDITION – REED STREET FROM FAIRFAX AVE. TO ELMROW DR; BY RECONSTRUCTING CURBS, SIDEWALKS, RECONSTRUCT AFFECTED DRIVEWAY APPROACHES, REHABILITATE STORM SEWER STRUCTURES, TOPSOIL, MULCH SEEDING RESTORATION.

33

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 18th day of May, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: SUBURBAN HEIGHTS & MOUNT VERNON PARK ADD.
CONCRETE REPAIRS

RES. NO.: 7044-05

W.O. NO.: 11877

DATE: 5/13/2005

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Mobilization / Demobilization	1	LS	4000.00	4000.00
2.	Removal of Curb	800	LF	4.00	3200.00
3.	Removal of Concrete	1148	SY	4.25	4879.00
4.	Removal of Pavement	1740	SY	5.00	8700.00
5.	Cement Concrete Pavement, Plain, 6"	1740	SY	21.50	37410.00
6.	Concrete Curb Type III	688	LF	11.50	7912.00
7.	Concrete Sidewalk, 4"	623	SY	19.00	11837.00
8.	Concrete Pavement for Residential Drive	560	SY	27.50	15400.00
9.	Concrete Steps, Undistributed	2	CY	275.00	550.00
10.	Type "O" Compacted Aggregate for Base, No.53	475	TN	12.00	5700.00
11.	Anchor Bolts	140	EA	7.00	980.00
12.	Backfill Behind Curb (Borrow)	120	TN	8.50	1020.00
13.	Bed Course Material	170	TN	12.00	2040.00
14.	Underdrain,6" Perforated Plastic, Group K Pipe (incl. #8 Aggregate Backfill)	1200	LF	8.00	9600.00
15.	Expansion Joint with Load Transfer, One (1") inch	81	LF	10.00	810.00
16.	Inlet, Type I-C	2	EA	1550.00	3100.00
17.	Catch Basin, Type I-C	1	EA	2150.00	2150.00
18.	Casting, Type C, Furnished & Adjusted to Grade	3	EA	375.00	1125.00
19.	Casting, Type F, Furnished & Adjusted to Grade	1	EA	350.00	350.00
20.	Pipe, RCP, Class IV, 12" (Include No. 53, Special Backfill)	71	LF	42.75	3036.00
21.	Water Valves (Curb-Box) Adjusted to Grade	24	EA	22.50	540.00
22.	Water Valves (Curb-Box) Furnish & Adjust to Grade (If Broken / Deteriorated)	2	EA	125.00	250.00
23.	Water Valves (Valve Box) Adjusted to Grade (Pavement, Sidewalk, Parkstrip)	3	EA	100.00	300.00
24.	Water Valves (Valve Box) Furnish and Adjust to Grade (If Broken / Deteriorated)	1	EA	150.00	150.00
25.	Construction Signs, Type A With Construction Warning Light Type A	5	EA	95.00	475.00
26.	Standard Barricade, Type III-B With Signs, Type B Construction	6	EA	150.00	900.00
27.	Asphalt / Concrete Pavement Patching	102	SY	30.00	3060.00
28.	Tree, Fertilize	16	EA	65.00	1040.00
29.	Top Soil	100	TN	15.00	1500.00
30.	Mulched Seeding,	960	SY	1.00	960.00
31.	Maintenance of Traffic	1	LS	500.00	500.00

SUB-TOTAL:	133474.00
E&I @16%	21355.84
TOTAL:	$154,829.84

IMPROVEMENT RESOLUTION NO. 7045-05

MISCELLANEOUS CONSTRUCTION PACKAGE 4B-05
WORK ORDER NO. 11885

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: PENMOKEN DRIVE FROM LOWER HUNTINGTON ROAD TO HOLLYHILL DRIVE, ENTRANCES TO SNOWFALL ROAD, NIGHFALL ROAD, WINTERSET RD +/- 50' OF ORCHARD LANE WEST OF FAIRBROOK COURT, CUL-DE-SAC AT BELLFLOWER LANE AND OVERLOOK DRIVE, AND PARK AVENUE (WEST OF THOMPSON AVENUE) BY RECONSTRUCTING THE CONCRETE STREET PALCEMENT OF INTEGRAL CURBS, REPLACING AFFECTED DRIVE APPROACHESS, TREE FERTILIZATION, AND MULCH SEEDING AND RESTORATION.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 18th day of May, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

34

22

23

ESTIMATE OF QUANTITIES

PROJECT: Misc. Construction Pkg. 4-B-05 **RES. NO.: 7045-05**
DATE: **W.O. NO.: 11885**
BID DATE:

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Curb	420	LF	5.00	2100.00
2.	Removal of Concrete	170	SY	6.00	1020.00
3.	Removal of Pavement	3500	SY	6.00	21000.00
4.	Concrete Curb Type III	20	LF	11.00	220.00
5.	Concrete Pavement for Residential Drive (6")	152	SY	28.00	4256.00
6.	Cement Concrete pavement, Plain 6" Incl. Type I-A Curb	3500	SY	23.00	80500.00
7.	Concrete Sidewalk (4")	15	SY	22.00	330.00
8.	Anchor Bolts	270	EA	7.00	1890.00
9.	Concrete Wingwalk and Curb Ramps	8	SY	40.00	320.00
10.	Type "O" compacted agg. For Base No. 53	755	TON	14.00	10570.00
11.	Bedcourse Material	31	TON	10.00	310.00
12.	Backfill Behind Curb	112	TON	6.00	672.00
13.	Mulched Seeding	610	SY	1.50	915.00
14.	Topsoil	71	TON	15.00	1065.00
15.	Tree Fertilization	20	EA	40.00	800.00
16.	Water Valves adjusted to grade	2	EA	40.00	80.00
17.	Castings adjusted to grade	2	EA	175.00	350.00
18.	Casting Type "C" Furnished and Adjusted to grade	7	EA	400.00	2800.00
19.	Casting Type "F" Furnish and Adjusted to grade	2	EA	400.00	800.00
20.	Underdrain 6" Plastic Perf. Group "K" includes No.8 stone	240	LF	8.00	1920.00
21.	Standard Barricade Type II	6	EA	21.00	126.00
22.	Standard Barricade Type III	29	EA	120.00	3480.00
23.	Construction Sign Type A	20	EA	70.00	1400.00
24.	Maintenance of Traffic	1	LS	5400.00	5400.00
25.	Mobilization / Demobilization	1	LS	6800.00	6800.00

SUB-TOTAL:	149124.00
E&I @16%	23859.84
TOTAL:	**172983.84**

Revised: 02-13-04

A RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, SUSTAINING RESOLUTION NUMBER 92-4-6-05-1, ROTHMAN ROAD BASE SANITARY SEWER FACILITIES PROJECT

RESOLUTION NUMBER 92-5-18-05-1

WHEREAS, on March 2, 2005, the Board of Public Works (the "Board") of the City of Fort Wayne, Indiana, (the "City") adopted a resolution entitled, "A Resolution of the Board of Public Works of the City of Fort Wayne, Indiana, Approving the Rothman Road Base Sanitary Sewer Facilities Project and Appropriating and Condemning Real Property for Use by the City of Fort Wayne, Indiana, and Assessing Benefits to Property Owners for Construction of the Rothman Road Base Sewer Project," (Resolution Number 92-3-2-05-2), which was recorded on May 13, 2005, as Document Number 205029544 in the records of the Office of the Recorder of Allen County, Indiana, (the "Original Resolution"); and

WHEREAS, on April 6, 2005, the Board adopted a resolution entitled, "A Resolution of the Board of Public Works of the City of Fort Wayne, Indiana, Appropriating and Condemning Real for Use by the City of Fort Wayne, Indiana, and Awarding Damages and Assessing Benefits to Property Owners for the Construction of the Rothman Road Base Sanitary Sewer Facilities Project" (Resolution Number 92-4-6-05-1), which was recorded on May 13, 2005, as Document Number 205029543 in the records of the Office of the Recorder of Allen County, Indiana, (the "Condemnation Resolution"); and

WHEREAS, pursuant to the Condemnation Resolution, the Board sent notice of the adoption of the Condemnation Resolution to the property owners identified therein from who the City, through the Board, seeks to condemn certain permanent right-of-way interests to complete the Rothman Road Base Sanitary Sewer Facilities Project; and

WHEREAS, at the remonstrance hearing scheduled in the Condemnation Resolution for Wednesday, May 4, 2005, at 10:00 a.m., the Board continued the hearing to Wednesday, May 11, 2005, at 10:00 a.m., at the request of property owners; and

WHEREAS, on Wednesday, May 11, 2005, at 10:00 a.m., the Board considered any and all remonstrances on the award of damages or assessment of benefits set forth in the Condemnation Resolution; and

WHEREAS, the Board has determined to sustain the Condemnation Resolution pursuant to Indiana Code 32-24-2-10.

NOW, THEREFORE, be it resolved by the Board of Public Works of the City of Fort Wayne, Indiana, as follows:

1. That the permanent rights-of-way referenced in the Condemnation Resolution are hereby appropriated and condemned to the City of Fort Wayne.

2. That the Board hereby sustains in all aspects the Condemnation Resolution pursuant to IC 32-24-2-10, including the award of damages and assessment of benefits set forth therein.

3. That this Resolution shall be in full force and effect from and after its adoption by the Board of Public Works of the City of Fort Wayne, Indiana.

Adopted this **18th** day of **May 2005.**

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth, Clerk

22

23

APPEAL TO THE BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair
John Suarez, Member
Ryan Chasey, Member

Please accept this letter of appeal regarding the assessment on 1005 W Oakdale.
under Resolution # 6986-04 which was due on October 8, 2004.
I neglected to returned the signed waiver on time because:

I have been in and out of the hospital and to my physician almost every week over the last eight months. During this time we have had to depend on others to help with family and home responsibilities including our mail. Unfortunately during this time several pieces of mail were misplaced and never seen by Scott or I. On Friday May 13th I saw the letter for the first time and called the office right away and spoke with Marge to see how we could resolve this assessment bill.

I/we would like your permission to be allowed to sign the waiver to pay the assessment over 10 years at 5 % interest.

Sincerely,

Signature

Michelle Leffers
Printed Name

Signature

Scott Leffers
Printed Name

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

May 18, 2005
Date

22

23

Approved by State Board of Accounts for City of Fort Wayne, 2003

City of Fort Wayne

BARRETT LAW

NUMBER ONE EAST MAIN STREET, ROOM 425

FORT WAYNE, IN 46802

BL-0001269

NOTICE OF ASSESSMENT

LEFFERS SCOTT & MICHELLE

1005 W OAKDALE DR

FORT WAYNE, IN 46807

Account No. 30197R010

Approved Date: 9/8/2004

Barrett Number: 30197R

Resolution Number: 6986-04

Property Key: 02-12-14-303-004.000-474

1005 W OAKDALE DR

LOT 11 OAKDALE ADD OF E O L 5

Your assessment is now due and must be paid by cash, check, money order, or bonded. Assessments under $100.00 cannot be bonded.

DUE ON OR BEFORE 10/8/2004

PROJECT TYPE	# OF UNITS	UNIT COST	ASSESSED AMOUNT	MISC. CHARGES	ADJUSTMENT	TOTAL
I - YARDWAL	3.50	$14.10000000	$49.35	$0.00	$0.00	$49.35
E - WALKS	45.00	$8.50000000	$382.50	$0.00	$0.00	$382.50

Please Pay This Amount **$431.85**

This is a VALID RECEIPT WHEN STAMPED PAID BY COLLECTING OFFICER. Please see that descriptions are correct. When paying by mail, this statement must be returned with a self-addressed, stamped envelope if a receipt is desired.

PHONE: 427-1105 **Make Check Payable To: CITY OF FORT WAYNE BARRETT LAW**

Waiver and Demand of Property Owners

The undersigned against whose real estate an assessment was made on the above approved date according to Barrett No. 30197R, per description given in consideration for having the right to pay said assessments in installments, hereby agree each for himself that he will not make any objections to said assessments for illegality or irregularity, and that he will pay the same at 5.00% interest thereon.

Any property owner who has signed a waiver to pay his/her assessment in deferred installments may, at any time, pay up his/her entire assessment, on the condition that he/she at the same time, pay all interest due on a minimum of the first 1/5 of the installments and the balance of principal due.

If any account is six months or more delinquent, the total assessment (all installments of principal and interest) are considered to be in default and the entire account will be certified to the Allen County Auditor for tax sale before June 1st. of the calendar year following delinquency.

PLEASE SELECT ONE OF THE FOLLOWING OPTIONS

ONE PAYMENT PER YEAR FOR 10 YEARS _____ ONE PAYMENT PER MONTH FOR 10 YEARS _____

If you wish to bond this assessment and return waiver by mail, you must sign this "waiver" section by the above due date. Signatures of all recorded property owners are required and must be notarized if mailed. If the waiver is signed by at least one owner and witnessed in the Barrett Law Office, notarization is not required; however, all owner's signatures must be on the waiver.

Signature: _____

Signature: _____

Installment notices to be mailed to: _____

_____

Subscribed and sworn before me this _____ day of _____ 20 _____

_____ _____

PRINTED NAME OF NOTARY NOTARY'S SIGNATURE

_____ My Commission Expires _____

COUNTY OF RESIDENCE

RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Establish the
Southtown Center Area Capital Improvement Surcharge
Resolution No. 92-5-25-05-2

WHEREAS, in August of 2003, the Board of Public Works approved Resolution 90-261-13 authorizes the establishment of cumulative funds to hold specific sanitary sewer charges collected for the purpose of defraying costs for planning, engineering, financing and construction of sanitary sewer related projects within specific sewer service areas;

WHEREAS, the Board of Public Works approved Resolution _____ that approved the investment of $500,000 for utility planning, engineering and construction projects in the Southtown Center Area;

WHEREAS, the Board finds that all new customers at improved locations in the area of Southtown Center should be assessed a portion of the costs necessary to fund the required improvements to the system;

WHEREAS, the Board has defined and amended the Equivalent Residential Unit (ERU) as an acceptable unit of measure; and

WHEREAS, the Board desires to establish a capital improvement surcharge for new customers at improved locations that are connecting to the City's sewer facilities as a means to defray the costs of constructing the sewer facilities necessary to serve the area as shown on Exhibit A.

NOW THEREFORE BE IT RESOLVED, effective this date and until such time modified, all new sanitary sewer customers at improved locations within the area described as the Southtown Center Area on Exhibit A shall be charged $4.00 per month for each ERU.

BE IT FURTHER RESOLVED, that the capital improvement surcharge may be adjusted for inflation each year based on increases of the All Urban Consumer Price Index.

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional specific sanitary sewer charges and area connection fees may be established by the Board to fund projects relating to sanitary sewer improvements within the area.

22

23

PASSED by the Board of Public Works on May 25, 2005.

BOARD OF PUBLIC WORKS

Chair Regina A. Kostoff

Member John Suarez

Member Ryan P. Chasey

Attest: Marilyn Huth
Clerk of the Board Marilyn Huth

Prepared by Thomas T. Nitza, Jr., P.E., Water Resources

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Regina Kostyo, Ryan P. Chasey, John Suarez of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this 25th day of May 2004.

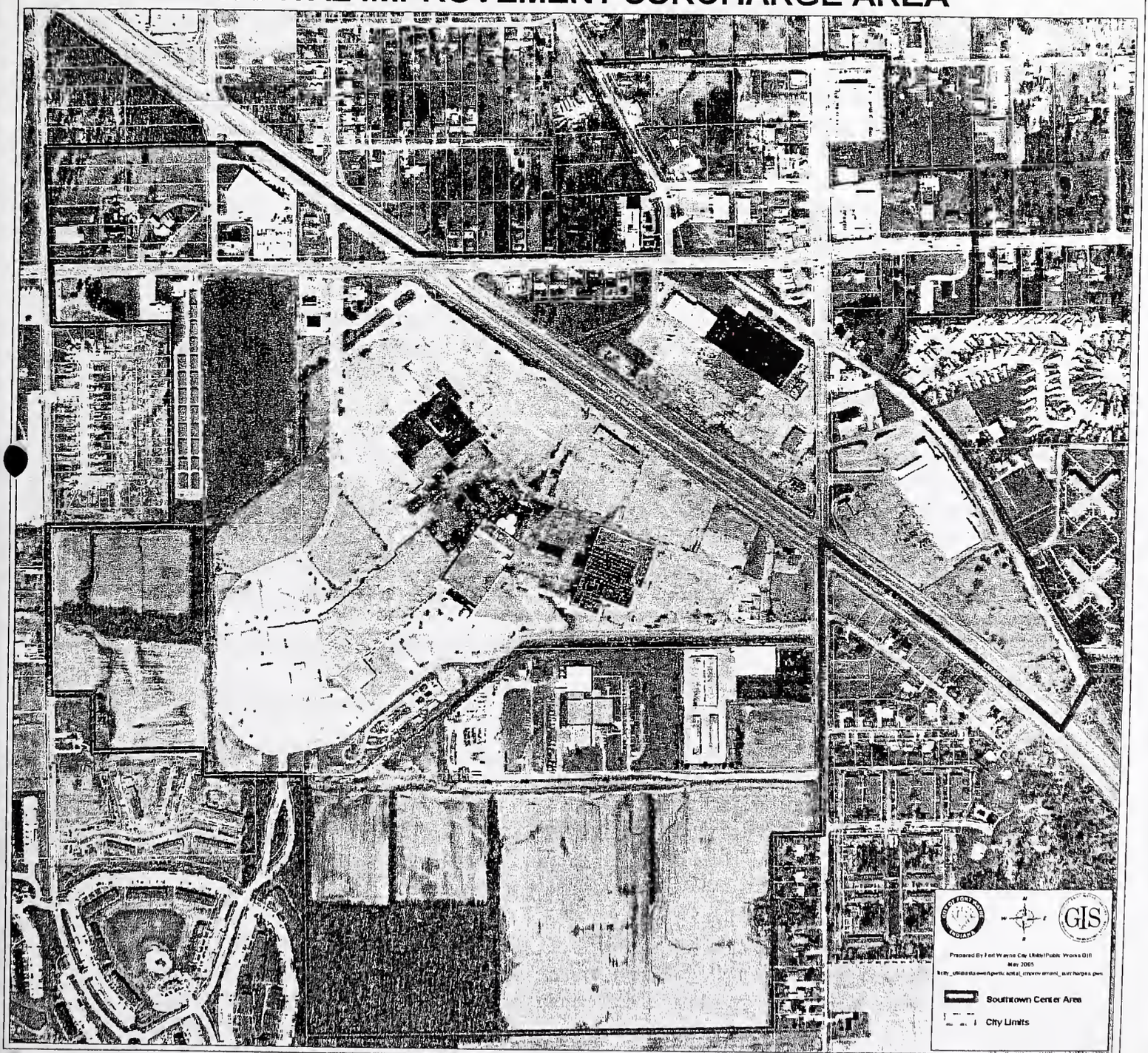
Michelle R. Hadley
Notary Public
Resident of Allen County
Michelle R. Hadley
Printed Name of Notary

My Commission Expires:

MICHELLE RENEE HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires 11/26/2006

23

EXHIBIT A
SOUTHTOWN CENTER
CAPITAL IMPROVEMENT SURCHARGE AREA



RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Establish the
The Southtown Center Area Connection Fee
Resolution No. 92-5-25-05-1

WHEREAS, on the 26th day of February, 2003, the Board of Public Works approved Resolution No. 90-64-20 authorizes the establishment of cumulative funds to hold area connection fees collected for the purpose of defraying costs for planning, engineering, financing and construction of sanitary sewer related projects within specific service areas;

WHEREAS, the City of Fort Wayne Common Council approved Bill No. R-04-10-03 (as amended) that approved the investment of $500,000 for utility planning, engineering and construction projects in the area of Southtown Center;

WHEREAS, the Board finds that all new customers or improved locations in the area of the Southtown Center should be assessed a portion of the costs necessary to fund the required improvements to the system; and

WHEREAS, the Board defined the Equivalent Residential Unit (ERU) by a Board Resolution adopted September 5, 2001 and as subsequently amended on April 9, 2003 as an acceptable unit of measure for determining Area Connection Fees for real estate to the service by the City.

NOW THEREFORE BE IT RESOLVED, that the Board adopts the ERU based Area Connection Fee set forth below as the total amount of Area Connection Fees (both Saint Mary and Southtown Center) applicable to all real estate in the area generally located on Exhibit A as the Southtown Center area. This shall be effective this date and until such time modified. Said total amount of fees shall be collected prior to connection to the facilities described herein.

The total Area Connection Fee is set forth below:

Southtown Center	$2,252 per ERU.

BE IT FURTHER RESOLVED, that such fee shall be distributed into appropriate funds as follows:

Saint Mary	$ 502 per ERU
Southtown Center	$ 1,750 per ERU
	$2,252 per ERU.

BE IT FURTHER RESOLVED, that the fees applicable to real estate being redeveloped, rather than newly developed, in the area designated on Exhibit A as the Southtown Center area shall be credited the value of the existing ERUs at the applicable Saint Mary's fee amount.

BE IT FURTHER RESOLVED, that the fees may be adjusted for inflation each year based on increases of the All Urban Consumer Price Index.

23

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional specific sanitary sewer charges and fees may be established by the Board to fund projects relating to sanitary sewer improvements within the area.

APPROVED THIS 25th **day of** May, **2005.**

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk of the Board

This document prepared by Thomas T. Nitza, Jr., P.E., Water Resources.

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Regina A. Kostoff, Ryan P. Chaney, John Suarez of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this 25th day of May 2005.

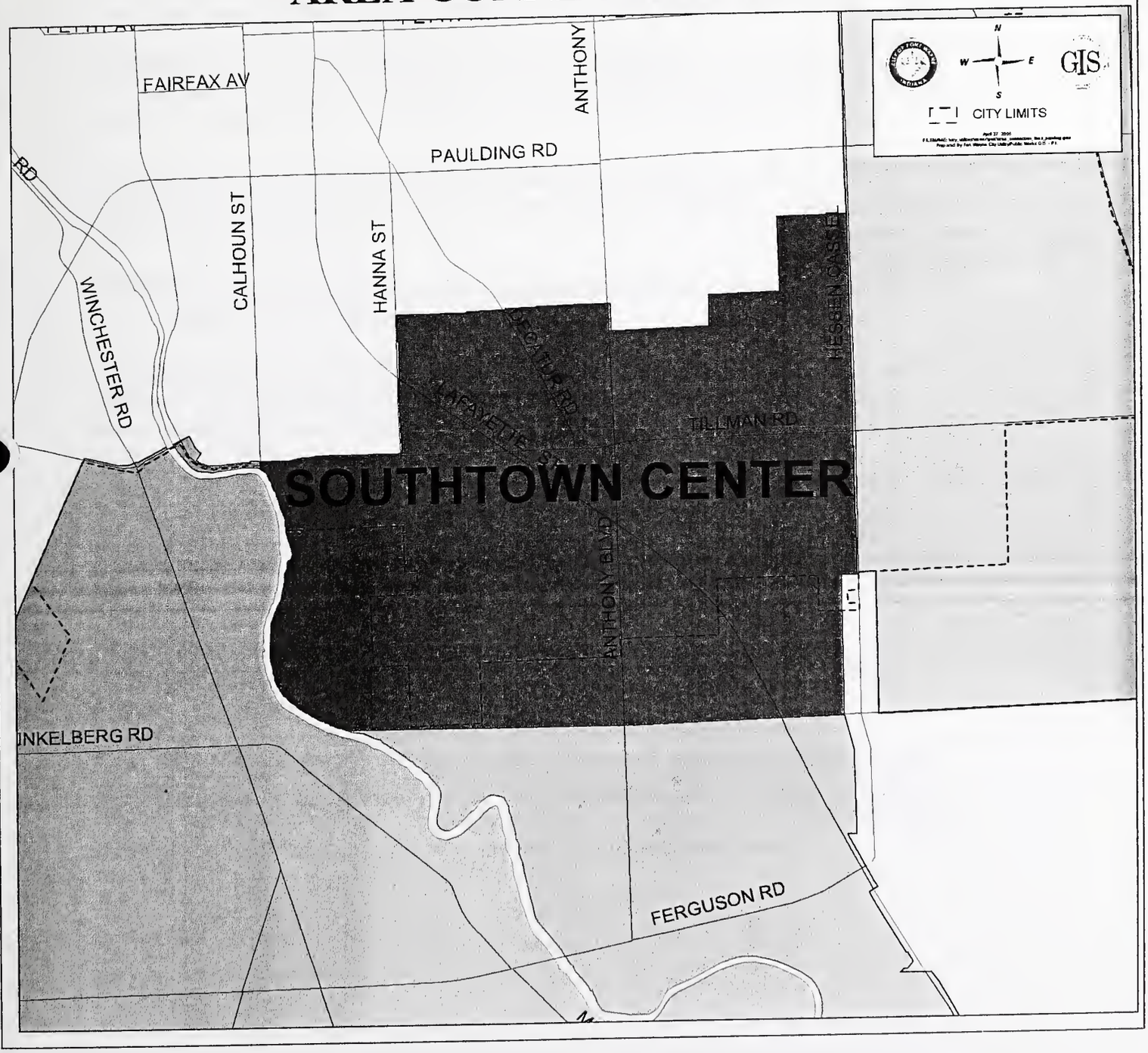
Michelle R. Hadley
Notary Public
Resident of Allen County

My Commission Expires:

MICHELLE RENEE HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires 11/26/2006

Michelle R. Hadley
Printed Name of Notary

EXHIBIT "A"
SOUTHTOWN CENTER PROPOSED AREA CONNECTION FEE



RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Establish the
Southtown Center Area Capital Improvement Surcharge
Resolution No. 92-5-25-05-2

WHEREAS, in August of 2003, the Board of Public Works approved Resolution 90-261-13 authorizes the establishment of cumulative funds to hold specific sanitary sewer charges collected for the purpose of defraying costs for planning, engineering, financing and construction of sanitary sewer related projects within specific sewer service areas;

WHEREAS, the Board of Public Works approved Resolution _____ that approved the investment of $500,000 for utility planning, engineering and construction projects in the Southtown Center Area;

WHEREAS, the Board finds that all new customers at improved locations in the area of Southtown Center should be assessed a portion of the costs necessary to fund the required improvements to the system;

WHEREAS, the Board has defined and amended the Equivalent Residential Unit (ERU) as an acceptable unit of measure; and

WHEREAS, the Board desires to establish a capital improvement surcharge for new customers at improved locations that are connecting to the City's sewer facilities as a means to defray the costs of constructing the sewer facilities necessary to serve the area as shown on Exhibit A.

NOW THEREFORE BE IT RESOLVED, effective this date and until such time modified, all new sanitary sewer customers at improved locations within the area described as the Southtown Center Area on Exhibit A shall be charged $4.00 per month for each ERU.

BE IT FURTHER RESOLVED, that the capital improvement surcharge may be adjusted for inflation each year based on increases of the All Urban Consumer Price Index.

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional specific sanitary sewer charges and area connection fees may be established by the Board to fund projects relating to sanitary sewer improvements within the area.

PASSED by the Board of Public Works on May 25, 2005.

BOARD OF PUBLIC WORKS

Chairman Regina A. Kostoff

Member John Suarez

Member Ryan P. Chasey

Attest: Marilyn Huth
Clerk of the Board Marilyn Huth

Prepared by Thomas T. Nitza, Jr., P.E., Water Resources

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Regina Kostoff, John Suarez, Ryan P. Chosey of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this 25th day of May 2004.

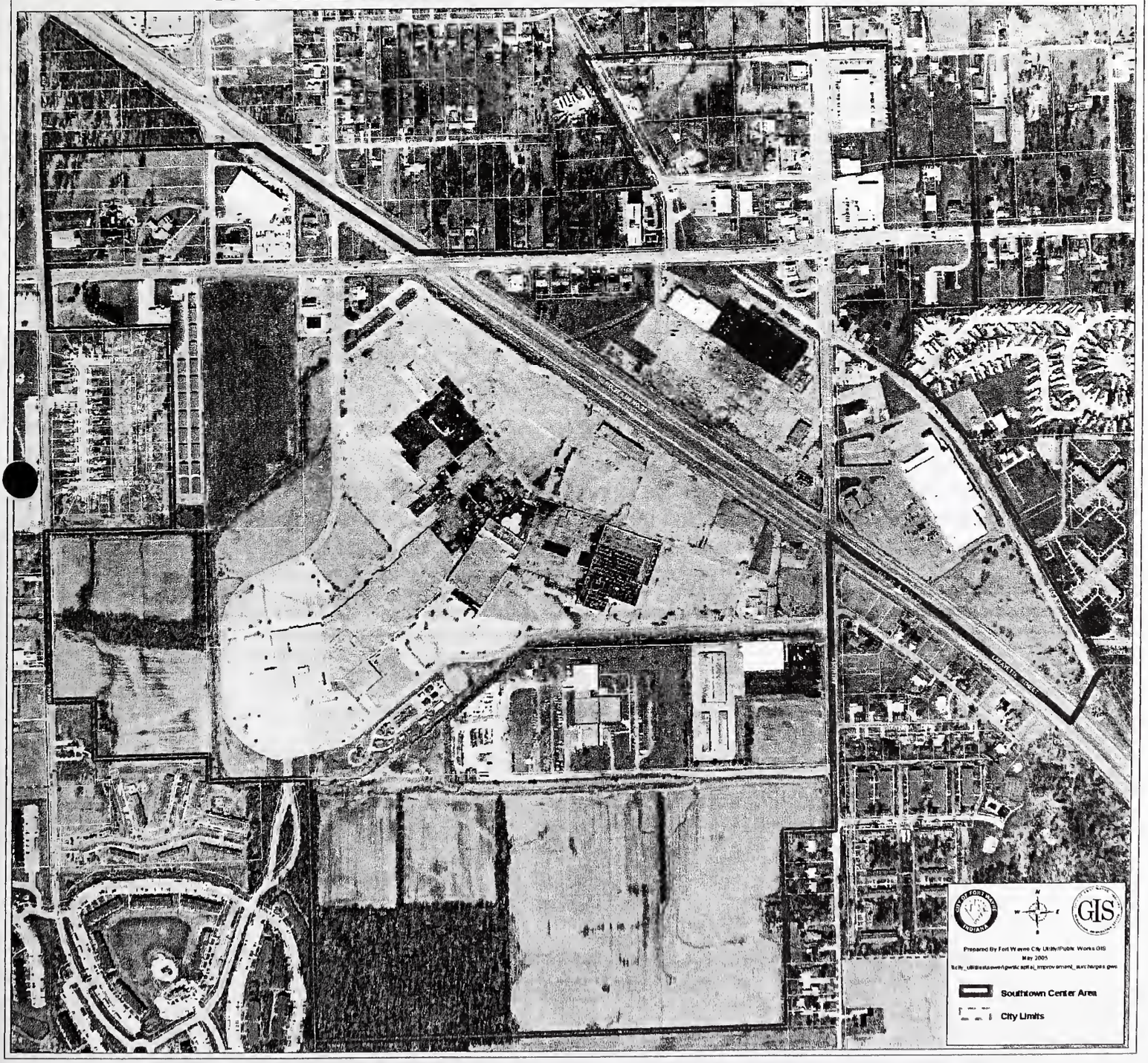
Michelle R. Hadley
Notary Public
Resident of Allen County

My Commission Expires:
MICHELLE RENEE HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires 11/26/2006

Michelle R. Hadley
Printed Name of Notary

24
25

EXHIBIT A
SOUTHTOWN CENTER
CAPITAL IMPROVEMENT SURCHARGE AREA



RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Establish the
The Upper Saint Joseph Area Connection Fee
Resolution No. 92-5-25-05-3

WHEREAS, on the 26th day of February, 2003, the Board of Public Works approved Resolution No. 90-64-20 authorizes the establishment of cumulative funds to hold area connection fees collected for the purpose of defraying costs for planning, engineering, financing and construction of sanitary sewer related projects within specific service areas;

WHEREAS, studies indicate that the cost of additional sanitary sewer planning, engineering and construction projects in the Upper Saint Joseph area is expected to be more than $5,000,000;

WHEREAS, the Board finds that all new customers to the area of the Upper Saint Joseph should be assessed a portion of the costs necessary to fund the required improvements to the system; and

WHEREAS, the Board defined the Equivalent Residential Unit (ERU) by a Board Resolution adopted September 5, 2001 and as subsequently amended on April 9, 2003 as an acceptable unit of measure for determining Area Connection Fees for real estate to the service by the City.

NOW THEREFORE BE IT RESOLVED, that the Board adopts the ERU based Area Connection Fee set forth below as the total amount of Area Connection Fees (both Saint Joseph and Upper Saint Joseph) applicable to all real estate generally located in the area described on Exhibit A as the Upper Saint Joseph area. This shall be effective this date and until such time modified. Said total amount of fees shall be collected prior to connection to the facilities described herein.

The total Area Connection Fee is set forth below:

Upper Saint Joseph $1,200 per ERU.

BE IT FURTHER RESOLVED, that such fee shall be distributed into appropriate funds as follows:

Saint Joseph	$ 555 per ERU
Upper Saint Joseph	$ 645 per ERU
	$1,200 per ERU.

BE IT FURTHER RESOLVED, that the fees may be adjusted for inflation each year based on increases of the All Urban Consumer Price Index.

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional specific sanitary sewer charges and fees may be established by the Board to fund projects relating to sanitary sewer improvements within the area.

BE IT FURTHER RESOLVED that the Board may consider and approve adjustments to these area connection fees to previous amounts based on the request of property owners of real estate in the respective areas that had documented plans for development of real estate in the specific areas before the approval of this resolution.

APPROVED THIS 25th **day of** May, **2005.**

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk of the Board

This document prepared by Thomas T. Nitza, Jr., P.E., Water Resources.

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Regina A. Vostoff, John Searey, Ryan R. Cheesy of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this 25th day of May 2005.

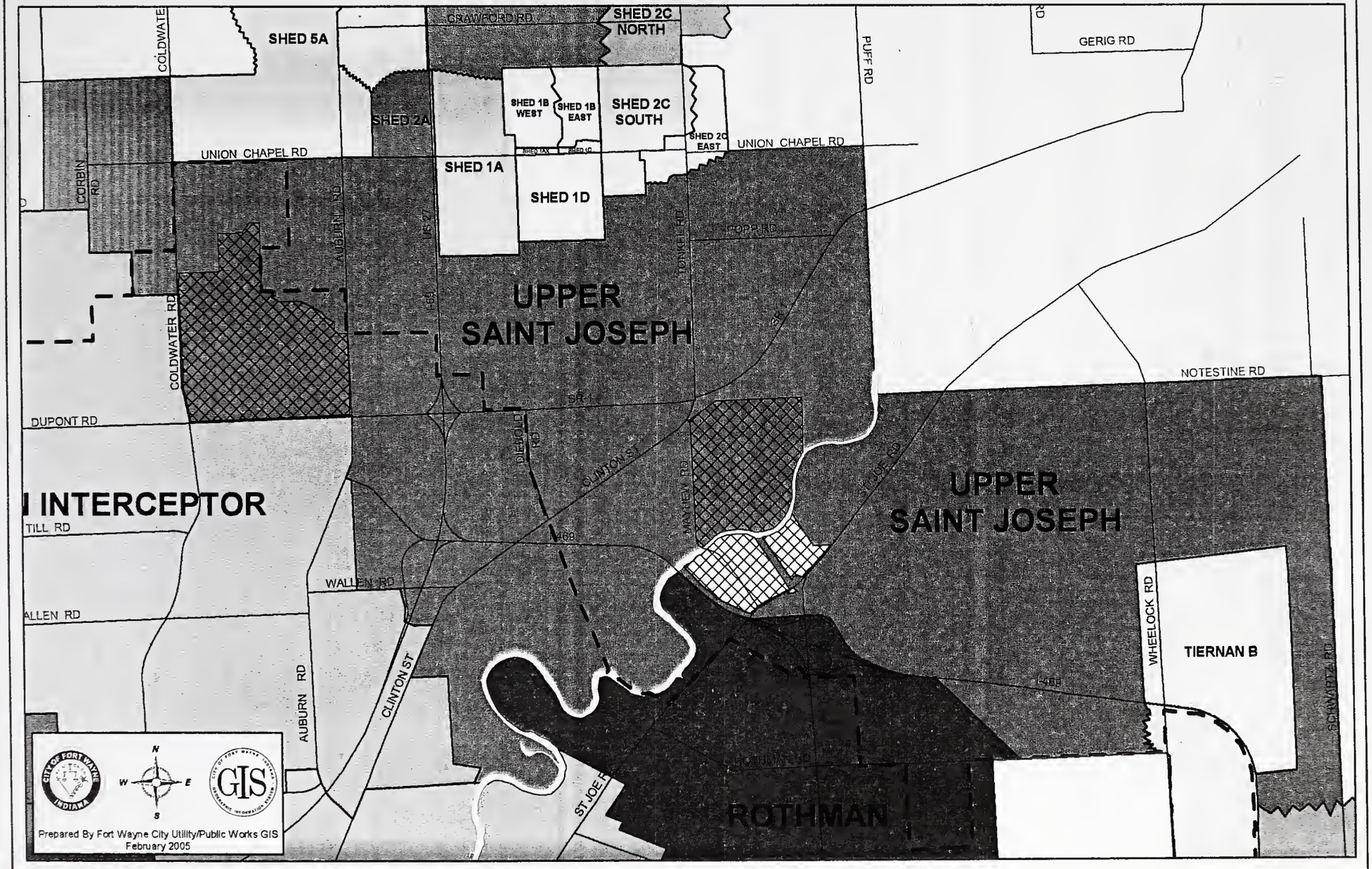
Michelle R. Hadley
Notary Public
Resident of Allen County
Michelle R. Hadley
Printed Name of Notary

My Commission Expires:
MICHELLE RENEE HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires 11/26/2006

Res'USJ'ACF'Final

25

EXHIBIT A
UPPER SAINT JOSEPH
SANITARY SEWER AREA CONNECTION FEE



IMPROVEMENT RESOLUTION NO. 7050-05

JEFFERSON / WASHINGTON / MAUMEE
WORK ORDER NO. 11888

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: JEFFERSON: CLAY TO DIVISION, WASHINGTON: CLAY TO STATE HWY 930, & MAUMEE: DIVISION TO WASHINGTON BY RESURFACING.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 25th day of May, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: WASHINGTON - JEFFERSON - MAUMEE **RES. NO.: 7050 - 05**

BID D **May 20, 2005**

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	REMOVAL of PAVEMENT	2,428	SY	$2.00	$4,856.00
2.	SURFACE MILLING (BITUMINOUS)	88,500	SY	$1.00	$88,500.00
3.	BITUMINOUS SURFACE , No 11 , H.A.C.	4,950	TON	$35.00	$173,250.00
4.	BITUMINOUS BINDER , No 8 or 9 H.A.C.	10,200	TON	$27.50	$280,500.00
5.	BITUMINOUS MIXTURE for APPROACH	230	TON	$34.00	$7,820.00
6.	BITUMINOUS MIXTURE for PATCHING	1,202	TON	$36.00	$43,272.00
7.	BITUMINOUS MATERIAL for TACK COAT	13	TON	$155.00	$2,015.00
8.	WATER VALVES FURNISHED & ADJUSTED to GRADE	20	EA	$80.00	$1,600.00
9.	WATER VALVES ADJUSTED to GRADE	35	EA	$25.00	$875.00
10.	CASTING ADJUSTED to GRADE	25	EA	$140.00	$3,500.00
11.	CASTINGS TYPE "A", FURNISHED & ADJUSTED to GRADE	4	EA	$300.00	$1,200.00
12.	CASTINGS TYPE "C", FURNISHED & ADJUSTED to GRADE	3	EA	$300.00	$900.00
13.	SAW SLOT and SEALER	130	LF	$10.00	$1,300.00
14.	1C/14 LOOP CABLE	225	LF	$0.50	$112.50
15.	M.K.A. ADJUSTED to GRADE	1	EA	$150.00	$150.00
16	THERMOPLASTIS WHITE 4" BROKEN & SOLID LANE LINE	6,000	LF	$0.75	$4,500.00
17	THERMOPLASTIS WHITE 4" BROKEN LANE LINE	4,500	LF	$0.75	$3,375.00
18	THERMOPLASTIS YELLOW 4" BROKEN & SOLID LANE LINE	6,750	LF	$0.90	$6,075.00
19	THERMOPLASTIC WHITE 6" CROSSWALK LINE	2,500	LF	$1.10	$2,750.00
20	THERMOPLASTIC WHITE 24" STOP BAR LINE	720	LF	$2.10	$1,512.00
21	THERMOPLASTIC WHITE RIGHT ARROWS	2	EA	$60.00	$120.00
22	THERMOPLASTIC WHITE LEFT ARROWS	10	EA	$60.00	$600.00
23	TEMPORARY PAVEMENT MARKING TYPE 1 4" WHITE	1,300	LF	$0.65	$845.00
24	TEMPORARY PAVEMENT MARKING TYPE 1 4" YELLOW	550	LF	$0.65	$357.50
25	TEMPORARY PAVEMENT MARKING TYPE II 4" WHITE	1,300	LF	$0.50	$650.00
26	TEMPORARY PAVEMENT MARKING TYPE II 4" YELLOW	550	LF	$0.50	$275.00

ESTIMATE OF QUANTITIES

PROJECT: WASHINGTON - JEFFERSON - MAUMEE **RES. NO.: 7050 - 05**

BID D **May 20, 2005**

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
27	TEMPORARY PAVEMENT MARKING , BROKEN & SOLID PAINT 4" WHITE	1,300	LF	$0.55	$715.00
28	TEMPORARY PAVEMENT MARKING , BROKEN PAINT 4" YELLOW	550	LF	$0.55	$302.50
29	STANDARD BARRICADE , TYPE III	8	EA	$65.00	$520.00
30	CONSTRUCTION SIGNS, TYPE "A"	75	EA	$200.00	$15,000.00
31	FLASHING ARROW SIGN	20	DAY	$20.00	$400.00
32	MAINTENANCE of TRAFFIC	1	LS	$22,674.66	$22,674.66
33	MOBILIZATION and DEMOBILIZATION	1	LS	$29,153.14	$29,153.14

SUB-TOTAL:	$699,675.30
E&I @ 07.15%	$50,000.00
TOTAL:	**$749,675.30**

26
27
28
29
57
58
59

26
27
28
29

SMALL DIAMETER SEWER INSPECTION & CLEANING SERVICE CONTRACT
RESOLUTION NO. 1777-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Approximately 38,980 feet of small diameter sewers (8-inch to 18-inch) combination and sanitary shall be cleaned and televised.

57
58
59

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **SMALL DIAMETER SEWER INSPECTION AND CLEANING SERVICE CONTRACT**

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $193,937.50.

APPROVED THIS 25th DAY OF May, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

27
28
29

IMPROVEMENT RESOLUTION NO. 7038-05

BUNT DRIVE -PAULDING TO 370' N OF CHEVIOT
WORK ORDER NO. 11879

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: BUNT DRIVE FROM 370 L.F. N. OF CHEVOIT DR. TO PAULDING RD. BY RECONSTRUCTION OF ROADWAY, I.E. CEMENT CONCRETE PAVEMENT REHABILITATION WHICH INCLUDES PAVEMENT RESTORATION, INCLUDING INTEGRAL CURBS, CONSTRUCTION OF UNDER-DRAIN, INTERMITENT SIDEWALK / CARRIAGE WALK, RECONSTRUCT COMMERCIAL DRIVE APPROACHES, STORM SEWER CASTING REPLACEMENT, AND MULCH SEEDING RESTORATION.

57
58
59

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 25th day of May, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: BUNT DRIVE

RES. NO.: 7038-05

W.O. NO.: 11879

DATE: 5/16/2005

28
29
57
58
59

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Mobilization / Demobilization	1	LS	500.00	500.00
2.	Removal of Concrete	775	SY	4.75	3681.25
3.	Removal of Pavement	2808	SY	4.75	13338.00
4.	Cement Concrete Pavement, Plain, 6"	2808	SY	19.00	53352.00
5.	Concrete Sidewalk, 4"	60	SY	19.00	1140.00
6.	Concrete Pavement for Commercial Drive, 8"	715	SY	24.50	17517.50
7.	Type "O" Compacted Aggregate for Base, No.53	698	TN	12.00	8376.00
8.	Anchor Bolts	205	EA	6.50	1332.50
9.	Backfill Behind Curb (Borrow)	65	TN	5.00	325.00
10.	Bed Course Material	85	TN	11.75	998.75
11.	Underdrain,6" Perforated Plastic, Group K Pipe (incl. #8 Aggregate Backfill)	1870	LF	8.00	14960.00
12.	Expansion Joint with Load Transfer, One (1") inch	54	LF	10.00	540.00
13.	Casting, Type C, Furnished & Adjusted to Grade	2	EA	300.00	600.00
14.	Casting, Type F, Furnished & Adjusted to Grade	2	EA	300.00	600.00
15.	Inlet, Type IV-E	4	EA	2200.00	8800.00
16.	Pipe, RCP, Class IV, 12" (Include No. 53, Special Backfill)	140	LF	50.00	7000.00
17.	Water Valves (Valve Box) Adjusted to Grade (Pavement, Sidewalk, Parkstrip)	1	EA	100.00	100.00
18.	Construction Signs, Type A With Construction Warning Light Type A	2	EA	95.00	190.00
19.	Standard Barricade, Type III-B With Signs, Type B Construction	6	EA	150.00	900.00
20.	Top Soil	85	TN	14.00	1190.00
21.	Mulched Seeding,	970	SY	1.00	970.00
22.	Maintenance of Traffic	1	LS	500.00	500.00

SUB-TOTAL: 136911.00
E&I @16% 21905.76

TOTAL: $158,816.76

28
29

IMPROVEMENT RESOLUTION NO. 7047-05

INWOOD DRIVE PHASE II - VANCE AVE. TO DALEWOOD DR.
WORK ORDER NO. 11873

CEDIT NEIGHBORHOOD/REVOLVING BARRETT LAW

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

57
58
04

That it is deemed necessary to improve: INWOOD AVE. VANCE AVE. TO DALEWOOD DR.BY REPLACING CONCRETE CURB, DRIVE APPROACHES, INSTALLING SUBSURFACE DRAINAGE IMPROVEMENTS, NEW STORM SEWER PIPES AND STRUCTURES, ASPHALT RESURFACING AND RESTORATION.

All in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost for CURBS, DRIVE APPROACHES, AND RESTORATION shall be assessed 60% on the real estate abutting on said improvements and 40% upon the City of Fort Wayne, Indiana, if the said City is benefited by said improvement and the cost for STORM SEWER PIPES, STRUCTURES, SUBSURFACE DRAINAGE AND ASPHALT RESURFACING shall be assessed 100% on said City, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5%) percent per annum as set by the Board of Public Works and shall be financed under Revolving Barrett Law as provided for in the above-entitled acts.

All proceedings and any work done on said improvements, assessment of property, collection of assessments and issuance of Bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Adopted this 25th day of May, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Inwood Drive Phase II - Vance Ave. to Dalewood Dr **RES. NO.: 7047-05**
DATE: **W.O. NO.: 11873**
BID DATE:

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1	Removal of curbs	5913	LFT	5.00	29565.00
2	Removal of concrete	1239.2	SYS	6.50	8054.80
3	Surface Milling , Bituminous	7583	SYS	1.25	9478.75
4	Remove & Replace ADA ramp (4)	30	SYS	44.00	1320.00
5	Concrete Sidewalk, 4"	4.5	SYS	20.00	90.00
6	Concrete Driveways, 6"	1285	SYS	34.00	43690.00
7	Concrete Curb Type I-B	5913	LFT	8.00	47304.00
8	Bituminous Surface #12 HAC M.V.	403	TON	37.00	14911.00
9	Bituminous Binder #9 HAC M.V.	1208	TON	27.00	32616.00
10	Bituminous Mixture for Approaches	59	TON	60.00	3540.00
11	Compacted Aggregate for Base, #53/#73s (Undistributed)	1243	TON	12.00	14916.00
12	Compacted Aggregate for Driveways, #53/#73s	217	TON	14.00	3038.00
13	Backfill Behind Curbs	240	TON	5.50	1320.00
14	Topsoil	389	TON	15.00	5835.00
15	Mulched Seeding	6300	SYS	1.00	6300.00
16	Adjust Casting to Grade	2	EA	200.00	400.00
17	Castings Type "C", Furnished & Adjusted to Grade	7	EA	400.00	2800.00
18	Underdrain, 6" Perforated Plastic, Group "K"	5860	LFT	7.50	43950.00
19	Construction Signs, Type A	16	EA	100.00	1600.00
20	Maintenance of Traffic	1	LS	7820.00	7820.00
21	Mobilization and Demobilization	1	LS	13025.00	13025.00
22	Inlet Type "IV"	8	EA	1200.00	9600.00
23	15" RCP Class IV (Including Stone Backfill)	31	LFT	32.50	1007.50
24	12" RCP Class IV (Including Stone Backfill)	942	LFT	27.50	25905.00
25	Special Castings Type "R-3262-2", Furnished & Adjusted to Grade (Undistributed)	42	EA	75.00	3150.00
26.	Linear Grading	28	STA	170.00	4760.00

SUB-TOTAL:	$	335,996.05
E&I @ 9%		30239.64
TOTAL:	**$**	**366,235.69**

Revised 02-13-04

IMPROVEMENT RESOLUTION NO. 7052-05

MISCELLANEOUS CONSTRUCTION PACKAGE 4, 5, & 6 - 2005
WORK ORDER NO. 11871

29

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: THE FOLLOWING LOCATIONS - PUTNAM STREET: SHORT STREET TO MERIDIAN STREET, 1700 BLOCK SINCLAIR STREET (NORTH SIDE ONLY), 2000 BLOCK ST. MARY'S AVENUE (WEST SIDE ONLY), 2805 WITCHWOOD DRIVE, 1209 FOURTH STREET, SMITH STREET: DREXEL TO ECKART, ANDERSON AVENUE: SPY RUN EAST TO SECOND ALLEY ON SOUTH SIDE, BROADWAY MEDIAN BETWEEN BLUFFTON ROAD AND RUDISILL BLVD, 1200 BLOCK MONROE STREET: ALLEY SOUTH TO DOUGLAS AVENUE (EAST SIDE), COOMBS STREET: WAYNE STREET TO BERRY STREET (EAST SIDE), 1402 TECUMSEH STREET, 3505 CHESTNUT STREET, AND 1417 FISHER STREET BY RECONSTRUCTING CONCRETE CURBS, SIDEWALKS, YARDWALKS, AFFECTED DRIVE APPROACHES, TREE FERTILIZATION AND MULCH SEEDING AND RESTORATION.

57
58
04

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 25th day of May, 2005

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Misc. Construction Pkg. 4,5,&6-2005
DATE:5/23/2005
BID DATE:6/15/2005

RES. NO.:7052-05
W.O. NO.:11871

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Curb	1315	LF	5.00	6575.00
2.	Removal of Concrete	2086	SY	6.00	12516.00
3.	Removal of Pavement	285	SY	8.00	2280.00
4.	Concrete Sidewalk (4")	1700	SY	22.00	37400.00
5.	Concrete Pavement for Res. Drive (6")	192	SY	28.00	5376.00
6.	Concrete Pavement for Alley Appr. (8")	21	SY	36.00	756.00
7.	Concrete Wingwalk and Curb Ramps	255	SY	40.00	10200.00
8.	Concrete Curb Type III	1265	LF	11.00	13915.00
9.	Concrete Curb Type II-A	8	LF	15.00	120.00
10.	Concrete Center Curb Type "C"	621	LF	50.00	31050.00
11.	Concrete Steps (Undistributed)	6	CY	250.00	1500.00
12.	Asph./Conc. Pavement Patching	140	SY	30.00	4200.00
13.	Bed Course Material	362	TON	10.00	3620.00
14.	Backfill Behind Curb	80	TON	6.00	480.00
15.	Mulched Seeding	1837	SY	1.50	2755.50
16.	Topsoil	209	TON	15.00	3135.00
17.	Casting Type "C" Furnished and adjusted to grade	3	EA	400.00	1200.00
18.	Water Valve adjusted to grade (curb-box)	5	EA	40.00	200.00
19.	V-Lock	2	EA	50.00	100.00
20.	Tree Fertilization	49	EA	40.00	1960.00
21.	Tree Removal (24" to 36")	1	EA	800.00	800.00
22.	Standard Barricade Type II-A	169	EA	21.00	3549.00
23.	Construction Sign Type "A"	40	EA	70.00	2800.00
24.	Maintenance of Traffic	1	LS	5875.00	5875.00
25.	Mobilization / Demobilization	1	LS	7325.00	7325.00

SUB-TOTAL:	159687.50
E&I @16%	25550.00
TOTAL:	185237.50

Revised: 02-13-04

57
58
04

GENERAL CIPP 2005 PACKAGE #2
RESOLUTION NO. 1727-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Approximately 24,173 feet of small diameter (8-inch to 15-inch) combination and sanitary sewers shall be rehabilitated by means of the cured-in-place pipe lining process.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **GENERAL CIPP 2005 PACKAGE #2**.

57
58
09

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $1,121,270.00

APPROVED THIS 1ST DAY OF June, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

ATTEST:

Marilyn Huth, Clerk

SLUICE GATE EAST OF PEMBERTON AND TILDEN

RESOLUTION NO. 1734-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

This work is generally described as general construction and mechanical work to install a new sluice gate structure on an existing 38 by 60 inch storm sewer.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Sluice Gate East of Pemberton and Tilden.

Declares the cost of the said improvements shall be paid by Fort Wayne Water stormwater Utility (Revenue).

58
04

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit. This project will create a sluice gate that can be closed and pumped over during floods in the lakeside neighborhood.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is 80,000.

APPROVED THIS 1st DAY OF June, 2005.

BOARD OF PUBLIC WORKS

BY: Greg Meszaros
~~Regina A. Kostoff,~~ Chairman

BY: John Suarez
John Suarez, Member

BY: Regina A. Kostoff
~~Ryan P. Chasey,~~ Member
Regina A. Kostoff

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

STREET LIGHT RESOLUTION

NUMBER 296-05

WOODMONT OAKS; WOODMONT; & LONGWOOD ADDITIONS

STREET LIGHT IMPROVEMENT

The Board of Public Works of the City of Fort Wayne, Indiana, hereby deems it necessary to install an underground street light system in Woodmont Oaks, Woodmont, and Longwood Additions, in accordance with the plans and specifications on file in the office of the Board of Works of the city of Fort Wayne, Indiana, and such lighting is now ordered. This improvement is ordered pursuant to the applicable Indiana Statutes.

59

This project is funded by 2005 CEDIT, 3rd District CEDIT, and Woodmont Association Funds. All proceedings and any work done in the said lighting assessment of property and collections of assessments shall be as provided for in said above entitled acts and all amendments thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

Regina A. Kostoff – Chair

John Suarez – Member

Ryan P. Chasey – Member

ATTEST:

Marilyn Huth – Clerk

Dated this 1st day of June, 2005

GRAHAM DRIVE – WAYSIDE DRIVE
STORMWATER SYSTEM IMPROVEMENT
RESOLUTION NO. 1689-2005

51
52
54
55
56

RESOLUTION by the Board of Stormwater Management of the City of Fort Wayne, Indiana, that:

Orders the construction of approximately 2200 LF of 8-inch to 30-inch storm sewer pipe with all appurtenant manholes, inlets and special drainage structures; all associated with the drainage improvement of the Graham Drive – Wayside Drive area located northwest of the Lima Road and Cook Road intersection.

Declares that said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled "GRAHAM / WAYSIDE WEST DRAINAGE IMPROVEMENTS".

Declares the cost of said improvements shall be paid by STORMWATER UTILITY FUNDS.

Declares the "GRAHAM DRIVE – WAYSIDE DRIVE STORMWATER SYSTEM IMPROVEMENT" project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that the "GRAHAM DRIVE – WAYSIDE DRIVE STORMWATER SYSTEM IMPROVEMENT" project is of public utility and benefit.

Declares the "GRAHAM DRIVE – WAYSIDE DRIVE STORMWATER SYSTEM IMPROVEMENT" project does require the acquisition of property rights (permanent and temporary sewer and drainage easements).

Declares the engineer's estimate of "GRAHAM DRIVE – WAYSIDE DRIVE STORMWATER SYSTEM IMPROVEMENT" project's total cost is $300,000.00.

Declares the "GRAHAM DRIVE – WAYSIDE DRIVE STORMWATER SYSTEM IMPROVEMENT" project will not change fees currently paid by property owners in the area.

ADOPTED THIS 8th **DAY OF** June **, 2005**

BOARD OF STORMWATER MANAGEMENT

BY: _____
Greg Meszaros, Chairman

BY: John Suarez
John Suarez, Member

BY: Regina A. Kostoff
Regina A. Kostoff, Member

51
52

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: June 3, 2005

RE: SRF (STATE REVOLVING FUNDS) – WPCP HEADWORKS PROJECT

55
56

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve a payment in the amount of $ 35,821 to be paid from State Revolving Funds.

Draw #129	Shook Heavy Environmental Group	35,820
	Total SRF Payments	**$ 35,820**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

June 8, 2005
Date

51
54

IMPROVEMENT RESOLUTION NO. 7053-05

MISCELLANEOUS CONSTRUCTION PACKAGE 2005
WORK ORDER NO. 11868

CEDIT NEIGHBORHOOD/REVOLVING BARRETT LAW

55
56

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve: 3207 WAKASHAN PL., 1619 ECHO LN., 4915 TRISTAM CT., 8318 WYOMING PASS, 2317 TERRACE RD., 718 GREENLAWN AVE., 1832 W. 4TH ST., 1825 ROMANE DR., 5021 DAFFODILL DR., 1916 LEGOMA DR., 4422 BEAVER AVE., 6314 DOWNINGTOWN DR., 3905 S. HARRISON ST., 4021 HANNA AVE., 8921 ORCHARD VIEW CT., 4210 STANTON DR, 5415 VANCE AVE., 1511 ARDIS DR., 4209 BUELL DR., 350 PEARL ST., AND 6411 DURANGO DR. WITH RECONSTRUCTION OF THE EXISTING CURBS, SIDEWALKS, AND DRIVE APPROACHES. VANCE AVE.: DELRAY TO MAXIM WITH RECONSTRUCTION OF THE SIDEWALKS AND ADA RAMPS.

All in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost for CURBS, SIDEWALKS, AND DRIVE APPROACHES shall be assessed 60% on the real estate abutting on said improvements and 40% upon the City of Fort Wayne, Indiana, if the said City is benefited by said improvement and the cost for ADA RAMPS AND MULCH SEED RESTORATION shall be assessed 100% on said City, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5%) percent per annum as set by the Board of Public Works and shall be financed under Revolving Barrett Law as provided for in the above-entitled acts.

All proceedings and any work done on said improvements, assessment of property, collection of assessments and issuance of Bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Adopted this 8th day of June, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Misc. Construction PKG - 2005 RES. NO.: 7053-05

DATE: 5/26/05

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Curb	115	LF	5.00	575.00
2.	Removal of Concrete	1500	SY	6.00	9000.00
3.	Concrete Curb Type III	20	LF	12.00	240.00
4.	Concrete Curb Type II - B	95	LF	12.00	1140.00
5.	Concrete Curbface Sidewalk (6")	330	SY	25.00	8250.00
6.	Concrete Sidewalk (4")	880	SY	24.00	21120.00
7.	Concrete Pavement For Residential Drives (6")	290	SY	30.00	8700.00
8.	Asphalt Patching **UNDISTRIBUTED QUANTITY**	200	LF	5.00	1000.00
9.	V-Lock	2	EA	10.00	20.00
10.	Bed Coarse Material	225	TON	15.00	3375.00
11.	Top Soil	140	TON	15.00	2100.00
12.	Mulched Seeding	550	SY	2.00	1100.00
13.	Water Valves Adjusted To Grade	1	EA	40.00	40.00
14.	Adjust Casting To Grade	3	EA	150.00	450.00
15.	Construction Signs Type "A"	30	EA	75.00	2250.00
16.	Mobilization and Demobilization	1	LS	2374.40	2374.40
17.	Maintenance of Traffic	1	LS	3086.72	3086.72

SUB-TOTAL: 64821.12
E&I @16% 10371.38

TOTAL: **$75,192.50**

Revised: 02-13-04

51
24

IMPROVEMENT RESOLUTION NO. 7046-05

FRANKE PARK DRIVE AND WELLS STREET INTERSECTION
WORK ORDER NO. 11867

56

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: FRANKE PARK DRIVE AND WELLS STREET INTERSECTION BY WIDENING PAVEMENT TO PROVIDE A SOUTH BOUND AUXILIARY RIGHT TURN LANE, NEW TRAFFIC SIGNAL, WEDGE, RESURFACE AND PAVEMENT MARKINGS, CONSTRUCT NEW CURBS, REHABILITATE STORMWATER DRAINAGE SYSTEM WITH NEW INLETS, PIPES AND SUBSURFACE DRAINS, SEEDING, RESTORATION AND OTHER RELATED ROADWAY WORK.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 8th day of June, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: FRANKE PARK DR. & WELLS ST. - INTERSECTION IMPF RES. NO.: 7046-05
DATE: 5/25/2005 W.O. NO.: 11867
BID DATE:

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1	Mobilization / Demobilization	1	L.S.	12300.00	12300.00
2	Clearing of Right of Way	1	L.S.	5000.00	5000.00
3	Common Excavation	1280	C.Y.	14.00	17920.00
4	Cement Concrete Pavement For Driveways, 8"	287	S.Y.	35.00	10045.00
5	Concrete Curb Type "II-B"	2544	L.F.	10.00	25440.00
6	Inlet, Type IV-E	5	EA.	1400.00	7000.00
7	12" Pipe, RCP Class IV	143	L.F.	30.00	4290.00
8	Underdrain, (6" Perforated Plastic) (Type "K")	1800	L.F.	7.00	12600.00
9	Pipe, CMP, 12" Diameter	40	L.F.	18.00	720.00
10	Pipe End Section, 12 in.	2	EA.	100.00	200.00
11	Manhole, Type I-G	1	EA.	2000.00	2000.00
12	Inlet, Type I-G	1	EA.	1200.00	1200.00
13	12" Pipe, HDPE	48	L.F.	20.00	960.00
14	Linear Grade Ditch	0.5	STA.	600.00	300.00
15	Remove & Replace Casting Type "C" Furnished & Adjusted to Grade	3	EA.	350.00	1050.00
16	Remove & Replace Casting Type "F" Furnished & Adjusted to Grade	1	EA.	350.00	350.00
17	Type O Compacted Aggregate for Base, #2	238	TON	15.00	3570.00
18	Type O Compacted Aggregate for Base, #53	1030	TON	15.00	15450.00
19	Compacted Aggregate for Driveways, #53/#73s	30	TON	17.00	510.00
20	Maintaining Traffic	1	L.S.	3550.00	3550.00
21	Construction Sign, Type A	6	EA.	80.00	480.00
22	Temporary Line, Paint, Brocken, Yellow, 4 Inch	1200	L.F.	0.08	96.00
23	Line, Thermoplastic, Skip Yellow, 4"	140	L.F.	0.60	84.00
24	Line, Thermoplastic, Solid White, 4"	670	L.F.	0.60	402.00
25	Line, Thermoplastic, Solid Yellow, 4"	2300	L.F.	0.60	1380.00
26	Transverse Markings, Thermoplastic, Stop Line, 24"	84	L.F.	3.00	252.00
27	Pavement Message Markings, Thermoplastic, Lane Indication Arrow	6	EA.	58.00	348.00
28	Pavement Message Markings, Thermoplastic, Word (ONLY)	4	EA.	90.00	360.00
29	Barricade, III-B	3	EA.	75.00	225.00
30	Barricade, III-B with Sign	3	EA.	100.00	300.00
31	Surface Milling , Bituminous	5600	S.Y.	1.75	9800.00
32	Tree Removal (if ordered)	10	EA.	350.00	3500.00
33	Bituminous Binder, No. 8, MV	226	TON	28.00	6328.00
34	Bituminous Surface, No. 11, MV	478	TON	35.00	16730.00
35	Bituminous Mixture for Wedge and Level	500	TON	30.00	15000.00
36	Bituminous Mixture for Approaches	199	TON	48.00	9552.00
37	Bituminous Matenal for Tack Coat	1.5	TON	200.00	300.00
38	Mailbox Assembly, Single	5	EA.	125.00	625.00
39	Mulched Seeding	2050	S.Y.	1.80	3690.00

ESTIMATE OF QUANTITIES

PROJECT: FRANKE PARK DR. & WELLS ST. - INTERSECTION IMPF RES. NO.: 7046-05
DATE: 5/25/2005 **W.O. NO.: 11867**
BID DATE:

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
40	Geogrid BX 1100 (IF ORDERED) Furnish & Install	358	S.Y.	7.00	2506.00
41	Backfill Behind Curb	429	TON	10.00	4290.00
42	Topsoil	148	TON	12.00	1776.00
43	Curb Removal	424	LF	5.00	2120.00
	SIGNAL ITEMS				0.00
44	Detector Housing	1	EA	750.00	750.00
45	Detector Housing - Double	1	EA	1500.00	1500.00
46	Saw Slot & Sealer	340	LFT	10.00	3400.00
47	1C/14 Loop Cable	1200	LFT	0.50	600.00
48	2C/16 Shielded	220	LFT	1.25	275.00
49	Signal Service	1	ea	800.00	800.00
50	Signal Pole Foundation	3	ea	1200.00	3600.00
51	Controller & Cabinet	1	EA	9000.00	9000.00
52	Controller Foundation, M	1	EA	600.00	600.00
53	Handhole	2	EA	750.00	1500.00
54	Traffic Sign (R3-5L) Left Only	2	EA	200.00	400.00
55	Traffic Sign (R3-5R) Right Only	1	EA	200.00	200.00
56	Signal Pole with 25' Mast Arm	1	ea	3500.00	3500.00
57	Signal Pole with 30' Mast Arm	1	ea	4500.00	4500.00
58	Signal Pole with 15' Mast Arm	1	ea	3000.00	3000.00
59	Traffic Signal Head, 3-Section (R,A,G) all LED's	6	ea	850.00	5100.00
60	7C/14 Signal Cable	310	LFT	1.75	542.50
61	5C/14 Signal Cable	350	LFT	1.50	525.00
62	3C/8 Service Cable	150	LFT	3.00	450.00
63	2" Galvanized Steel Conduit	450	LFT	30.00	13500.00
64	Miscellaneous Traffic Signal Equipment	1	LS	1000.00	1000.00
65	8' Pedestal and Base	1	ea	600.00	600.00
66	Pedestal Foundation, Type A	1	ea	600.00	600.00
67	Mobilization & Demobilization	1	LS	3000.00	3000.00
68	Construction Sign Type A	9	EA	75.00	675.00
69	Maintenance of Traffic	1	LS	8000.00	8000.00

SUB-TOTAL:	272216.50
E&I @16%	43554.64
TOTAL:	**$ 315,771.14**

51
52

IMPROVEMENT RESOLUTION NO. 7041-05

MISCELLANEOUS CONSTRUCTION PACKAGE 3A-05
WORK ORDER NO. 11862

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Manor Drive, Yellowstone Dr. from OldField to Zieg, St. Joe Center Road decel lane east of Clinton, Peartree lane from Applewood to Springbrook and Irene Ave. from Goshen to Hensch by removing and replacing Misc. areas of bad concrete.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 15th day of June, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Misc. Package 3A-05 **RES. NO.: 7041-05**
DATE: 6/6/2005 **W.O. NO.: 11862**
BID DATE: 7/06/05

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Concrete Pavement	6530	LF	5.00	32650.00
2.	(6") Conc. Required, (7 Bag Mix W/Superplasticizer) (including Type I-A Curb)	6350	SY	25.00	158750.00
3.	Removal of Concrete	461.5	SY	4.00	1846.00
4.	Concrete Sidewalk (4")	80	SY	24.00	1920.00
5.	Concrete for Residential Drives (6")	370	SY	26.00	9620.00
6.	(9") Conc. Required, (7 Bag Mix W/Superplasticizer) (Including Type I-A Curb)	162	SY	28.00	4536.00
7.	Adjust Casting to Grade	2	EA	100.00	200.00
8.	Concrete Wingwalks ADA Ramps	25	SY	26.00	650.00
9.	Adjust Water Curb Box to Grade (Undistributed)	1	EA	20.00	20.00
10.	Type "A" Signs	15	EA	50.00	750.00
11.	Topsoil	148	TON	12.00	1776.00
12.	Seed & Mulch	1525.5	SY	2.00	3051.00
13.	Backfill for Behind Curbs	313	TON	3.00	939.00
14.	Bed Coarse	291.5	TON	11.00	3206.50
15.	Mobilization & Demobilization	1	LS	7200.00	7200.00
16.	Maintenance of Traffic	1	LS	6200.00	6200.00
17.	Fertilize Tree	5	EA	35.00	175.00
18.	Remove and Replace With Casting Type "C"	2	EA	275.00	550.00
19.	Underdrain, 6" Perforated Plastic, Group "K"	3450	LF	4.50	15525.00
20	Coarse Aggregate, No. 8	1136	TON	11.00	12496.00
21	Anchor Bolts (J Type)	674	EA	5.75	3875.50

SUB-TOTAL:	265936.00
E&I @16%	42549.76
TOTAL:	**308485.76**

52

RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA

RESOLUTION NO. 92-6-15-05-01

WHEREAS, the City of Fort Wayne needs to acquire garbage containers for use by the City of Fort Wayne Solid Waste Department for continued effective operations; and

WHEREAS, the Board of Public Works has, in the past, generally coordinated such leasing and has let bids therefore; and

WHEREAS, various bids have been let for the acquisition of the garbage containers;

WHEREAS, sufficient revenues are available from the City's Solid Waste Fund to make lease rental payments on a timely basis as required for the leasing of said garbage containers; and

WHEREAS, notices will be published requesting proposals from lessors to acquire the garbage containers and to lease the same to the City, pursuant to the terms and conditions contained in the form of lease; and

WHEREAS, the proposed lease provides for fair and reasonable rental and other equitable terms and conditions and, further, that the execution of said lease will permit the use and acquisition of said garbage containers within the present financial capabilities of the City and therefore same is in the public interest; and

WHEREAS, the Common Council designates the Board of Public Works as leasing agent for the City of Fort Wayne, Indiana, for the transactions herein contemplated.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, THAT:

SECTION 1. The Board of Public Works will receive bids from potential lessors for the lease of the garbage containers on **July 6, 2005.**

SECTION 2. The Board of Public Works, after reviewing all of the bids submitted to it pursuant to the Notice to Bidders and the Request for Proposal, will designate

the lessor of the garbage containers listed on the bids received from potential lessors for the lease of garbage containers listed on the attached Exhibit "A" on **July 13, 2005**. The exact lessor purchase cost for the garbage containers contained on the attached Exhibit "A" shall be determined in accordance with bidding procedures of the City of Fort Wayne, if not so previously determined.

DATED: June 15, 2005

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

53

45

NOTICE TO BID
GARBAGE CONTAINER EQUIPMENT LEASE FINANCING
06/10/05

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that sealed bids **and proposals** (as described below) will be received by the **Board of Public Works at its office in Room 420, City-County Building until 8:30 a.m. on WEDNESDAY 7/6/05** and in the Omni Room, Room 250, City-County Building until **9:00 a.m.** Eastern Standard Time, on **WEDNESDAY 7/6/05** for the following:

Garbage Container Equipment Lease Financing
10-year Lease(s)
with option to purchase
for garbage containers
for use by the City of Fort Wayne Solid Waste Department

The bid should be prepared for a "Non-qualified" entity under the Small Issuer Exemption tax code provisions. No bid may be withdrawn without the written consent of the Board of Public Works for a period of five (5) days after the bid opening, within which time the Board will act to choose the successful bidder. All bids shall be accompanied by a bid bond or certified check (out of state bidders must use a certified check or an Indiana surety), in the amount of FIVE percent (5%) of the bid, which check or bid shall be made payable to the City of Fort Wayne, Indiana. Should a successful bidder withdraw his or her bid, the Board may declare the bid deposit as having been forfeited and collect said amount as liquidated damages.

Each bidder must include, in a clear and concise format, the following items in their bid:

1) The cash purchase price without regard to the lease agreement for all of the trucks and other capital equipment listed below.
2) The total lease rental price based on a 10-year lease period with funds to be available on or before July 18, 2005 and lease payments commencing no sooner than January 15, 2006. Bids should be submitted with semi-annual payment schedules assuming payments made in advance.
3) The total amount of interest and the lease-financing factor ("interest rate") used to determine the amount of the payments must be clearly indicated.
4) Payment amortization schedules based on the above information must be submitted with the bids. The amount of interest charges, if any, accruing for the period from July 18, 2005 through January 15, 2006 must also be included and clearly segregated from the payment amortization schedule.
5) A provision in the lease providing for an option to purchase the garbage containers.
6) A schedule of the option purchase price and at each time when an option may be executed.
7) A schedule of the amount of the lease rental payment which shall be credited to the lease purchase option.
8) A provision in the lease stating that it is subject to annual appropriation.
9) Evidence of financial responsibility.

The garbage containers with their estimated unit costs are detailed below.

ITEM	APPROX UNIT COST	APPROX QUANTITY	NOT TO EXCEED TOTAL COST	VENDOR(s)
Garbage Container Including delivery	$ 45.85	80,000	$ 3,668,000	Toter Incorporated
Contingency			$ 32,000	
TOTAL			**$ 3,700,000**	

All necessary approvals of the City's Common Council for the acquisition of the above-listed items are forthcoming.

The date for the anticipated cash requirements for this leasing arrangement is on or before **July 18, 2005.**

The Board of Public Works reserves the right to reject any and all bids for failure to comply with applicable laws and or with the instructions to Bidders. The Board of Public Works also reserves the right to waive any defect in any bid.

Board of Public Works

Regina A. Kostoff, Chair
John Suarez, Member
Ryan P. Chasey, Member

ATTEST: Marilyn Huth, Clerk

Publish 6/17 & 6/24/05 in both Fort Wayne Newspapers and 6/22/05 in Frost Illustrated

53

IMPROVEMENT RESOLUTION NO. 7055-05

STRATTON ROAD
WORK ORDER NO. 11886

CEDIT NEIGHBORHOOD/REVOLVING BARRETT LAW

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve: STRATTON ROAD FROM COLDWATER ROAD TO BRIGHTON DRIVE BY TOTAL RECONSTRUCTION OF ROADWAY WITH NEW ASPHALT PAVEMENT, CONCRETE CURBS, CONCRETE CURBFACE SIDEWALK, AND RECONSTRUCTION OF DRIVE APPROACHES, REHABILITATION OF STORM SEWERS, INSTALLATION OF NEW ORNAMENTAL STREET LIGHTS, AND MULCH SEED RESTORATION.

All in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost for ASPHALT PAVEMENT, CONCRETE CURBS, CURBFACE SIDEWALK, DRIVE APPROACHES, AND ORNAMENTAL STREET LIGHTS shall be assessed 60% on the real estate abutting on said improvements and 40% upon the City of Fort Wayne, Indiana, if the said City is benefited by said improvement and the cost for STORM SEWER shall be assessed 100% on said City, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5%) percent per annum as set by the Board of Public Works and shall be financed under Revolving Barrett Law as provided for in the above-entitled acts.

All proceedings and any work done on said improvements, assessment of property, collection of assessments and issuance of Bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Adopted this 15th day of June, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

45

ESTIMATE OF QUANTITIES

PROJECT: STRATTON ROAD **RES. NO.: 7055-05**
DATE: 6-9-2005 **W.O. NO.: 11886**
BID DATE: 8-3-2005

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1	COMMON EXCAVATION	2480	CY	$10.00	$24,800.00
2	LINEAR GRADING	9.75	STA.	$300.00	$2,925.00
3	REMOVAL OF CURB	36	LF	$5.50	$198.00
4	REMOVAL OF CONCRETE	160	SY	$6.50	$1,040.00
5	REMOVAL OF CONCRETE PAVEMENT	90	SY	$8.00	$720.00
6	REMOVAL OF PAVEMENT	42	SY	$7.00	$294.00
7	CEMENT CONCRETE PAVEMENT, PLAIN 6"	90	SY	$28.00	$2,520.00
8	ANCHOR BOLTS	36	EA	$7.00	$252.00
9	CONCRETE CURB TYPE II-B	1950	LF	$10.50	$20,475.00
10	CONCRETE CURB TYPE II-A	60	LF	$8.00	$480.00
11	"SPECIAL" CONCRETE CURBFACE WALK	900	SY	$26.50	$23,850.00
12	CONCRETE PAVEMENT FOR RESIDENTIAL DRIVE	590	SY	$27.50	$16,225.00
13	CONCRETE SIDEWALK (4")	42	SY	$24.50	$1,029.00
14	BITUMINOUS BINDER NO. 9, HAC, (#330)	436	TON	$36.00	$15,696.00
15	BITUMINOUS SURFACE NO. 12, HAC, (#110)	148	TON	$39.00	$5,772.00
16	TACK COAT	1.9	TON	$195.00	$370.50
17	BITUMINOUS MIXTURE FOR DRIVE APPROACHES	24	TON	$56.00	$1,344.00
18	UNDERDRAIN, 6" PERFORATED PLASTIC, GROUP "K"	1950	LF	$7.50	$14,625.00
19	CASTING (ADJUST TO GRADE)	5	EA	$165.00	$825.00
20	CASTING TYPE "A" (FURNISH AND ADJUST)	1	EA	$385.00	$385.00
21	INLET, TYPE 4-E (SET IN PLACE)	2	EA	$1,050.00	$2,100.00
22	INLET, TYPE I-G (SET IN PLACE)	2	EA	$1,050.00	$2,100.00
23	INLET, TYPE I-A (SET IN PLACE)	1	EA	$1,050.00	$1,050.00
24	INLET, TYPE I-C (SET IN PLACE)	2	EA	$1,050.00	$2,100.00
25	MANHOLE, TYPE I-E (SET IN PLACE)	1	EA	$1,900.00	$1,900.00
26.	MANHOLE, TYPE I-B (SET IN PLACE)	2	EA	$1,900.00	$3,800.00
27.	MANHOLE, TYPE I-C (SET IN PLACE)	2	EA	$1,900.00	$3,800.00
28.	ABANDON STRUCTURE	1	EA	$300.00	$300.00

45

ESTIMATE OF QUANTITIES

PROJECT: STRATTON ROAD **RES. NO.: 7055-05**
DATE: 6-9-2005 **W.O. NO.: 11886**
BID DATE: 8-3-2005

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
29.	PIPE, RCP, CLASS I-V, 12" (INCLUDES STONE BACKFILL)	64	LF	$37.00	$2,368.00
30.	WATER VALVE BOX (FURNISH AND ADJUST)	1	EA	$90.00	$90.00
31.	POSTAL MAILBOX (FURNISH AND SET IN PLACE)	18	EA	$95.00	$1,710.00
32.	TYPE "O" COMPACTED AGGREGATE FOR BASE (NO. 2 STONE) (#660)	1050	TON	$15.00	$15,750.00
33.	TYPE "O" COMPACTED AGGREGATE FOR BASE (NO. 53 STONE) (#440)	724	TON	$15.00	$10,860.00
34.	BACKFILL BEHIND CURB	110	TON	$9.00	$990.00
35.	BED COURSE MATERIAL	262	TON	$12.00	$3,144.00
36.	TOP SOIL	325	TON	$14.00	$4,550.00
37.	MULCHED SEEDING RESTORATION	1840	SY	$1.25	$2,300.00
38.	UTILITY ADJUSTMENTS	1	LS	$3,000.00	$3,000.00
39.	SIGNS, TYPE "A"	4	EA	$65.00	$260.00
40.	BARRICADE, TYPE III-B	4	EA	$50.00	$200.00
41.	PLASTIC DRUMS W / FLASHERS	48	EA	$18.00	$864.00
42.	MAINTENANCE OF TRAFFIC	1	LS	$8,000.00	$8,000.00
43.	MOBILIZATION AND DE-MOBILIZATION	1	LS	$12,000.00	$12,000.00
	STREET LIGHTING ITEMS				
45.	INSTALL 16' EMBEDDED POLE & T.C. LUMINAIRE	8	EA	$500.00	$4,000.00
46.	TRENCH / BACKFILL	675	LF	$1.50	$1,012.50
47.	INSTALL 3/C #6 TRAYCABLE	800	LF	$1.50	$1,200.00
48.	INSTALL CONDUIT IN TRENCH	235	LF	$2.00	$470.00
49.	PUSH / BORE	235	LF	$7.50	$1,762.50
50.	INSTALL I.D. TAG	8	EA	$4.00	$32.00
51.	REMOVE AERIAL WIRE	5	EA	$50.00	$250.00
52.	REMOVE ALUMINUM POLE, MAST ARM & FIXTURE	5	EA	$250.00	$1,250.00

45

SUB-TOTAL:	$227,038.50
E&I @16%	$36,326.16
TOTAL:	**$263,364.66**

IMPROVEMENT RESOLUTION NO. 7058-05

CHANCELLOR DRIVE - DALEWOOD TO TRIER
WORK ORDER NO. 11869

CEDIT NEIGHBORHOOD/REVOLVING BARRETT LAW

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve: CHANCELLOR DRIVE FROM DALEWOOD DRIVE TO TRIER ROAD BY TOTAL RECONSTRUCTION OF ROADWAY WITH NEW ASPHALT PAVEMENT, CONSTRUCTION OF NEW CONCRETE CURBS, RECONSTRUCTION OF CONCRETE DRIVE APPROACHES, REHABILITATION OF STORM DRAINAGE, AND MULCH SEEDING RESTORATION.

All in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost for ROADWAY, CURBS, AND DRIVE APPROACHES shall be assessed 60% on the real estate abutting on said improvements and 40% upon the City of Fort Wayne, Indiana, if the said City is benefited by said improvement and the cost for STORM DRAINAGE shall be assessed 100% on said City, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5%) percent per annum as set by the Board of Public Works and shall be financed under Revolving Barrett Law as provided for in the above-entitled acts.

All proceedings and any work done on said improvements, assessment of property, collection of assessments and issuance of Bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Adopted this 22nd day of June, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

45

ESTIMATE OF QUANTITIES

PROJECT: CHANCELLOR DRIVE - DALEWOOD TO TRIER
DATE: 6-16-05
BID DATE:

RES. NO.: 7058-05
W.O. NO.: 11869

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1	COMMON EXCAVATION	445	CY	$11.00	$4,895.00
2	LINEAR GRADING	2.4	STA.	$350.00	$840.00
3	REMOVAL OF CURB	78	LF	$6.00	$468.00
4	REMOVAL OF CONCRETE	110	SY	$6.50	$715.00
5	REMOVAL OF PAVEMENT	85	SY	$7.00	$595.00
6	ANCHOR BOLTS	15	EA	$8.00	$120.00
7	CONCRETE CURB TYPE I-B	460	LF	$11.00	$5,060.00
8	CONCRETE PAVEMENT FOR RESIDENTIAL DRIVES	110	SY	$28.00	$3,080.00
9	BITUMINOUS BINDER, NO. 9, H.A.C. (#330)	134	TON	$36.00	$4,824.00
10	BITUMINOUS SURFACE, NO. 12, H.A.C. (#110)	45	TON	$39.00	$1,755.00
11	TACK COAT	0.3	TON	$210.00	$63.00
12	BITUMINOUS MIXTURE FOR DRIVE APPROACHES	2	TON	$60.00	$120.00
13	ABANDON STRUCTURE	1	EA	$250.00	$250.00
14	METAL END SECTION (12 ")	1	EA	$275.00	$275.00
15	TYPE "O" COMPACTED AGGREGATE FOR BASE (NO. 2 STONE)	262	TON	$15.00	$3,930.00
16	TYPE "O" COMPACTED AGGREGATE FOR BASE (NO. 53 STONE)	180	TON	$15.00	$2,700.00
17	STONE (RIP-RAP)	18	TON	$16.00	$288.00
18	BACKFILL BEHIND CURB	36	TON	$9.00	$324.00
19	BED COURSE MATERIAL	19	TON	$9.00	$171.00
20	TOP SOIL	46	TON	$12.00	$552.00
21	MULCHING SEEDING RESTORATION	274	SY	$2.00	$548.00
22	CONSTRUCTION SIGNS TYPE "A"	2	EA	$55.00	$110.00
23	BARRICADE TYPE III	2	EA	$60.00	$120.00
24	PLASTIC DRUMS / FLASHERS	12	EA	$16.00	$192.00
25	MAINTENANCE OF TRAFFIC	1	LS	$1,100.00	$1,100.00
26	MOBILIZATION AND DE-MOBILIZATION	1	LS	$1,600.00	$1,600.00

SUB-TOTAL: $34,695.00
E&I @16% $5,551.20

TOTAL: $40,246.20

IMPROVEMENT RESOLUTION NO. 7057-05

BEECHWOOD CIRCLE
WORK ORDER NO. 11897

CEDIT NEIGHBORHOOD/REVOLVING BARRETT LAW

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve: BEECHWOOD CIRCLE FROM BEECHWOOD DRIVE TO MEYER AVENUE (WEST SIDE ONLY) BY REMOVING AND RECONSTRUCTING THE EXISTING CURBS, DRIVE APPROACHES AND SIDEWALK.

All in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost for CURBS, DRIVE APPROACHES AND SIDEWALKS shall be assessed 60% on the real estate abutting on said improvements and 40% upon the City of Fort Wayne, Indiana, if the said City is benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5%) percent per annum as set by the Board of Public Works and shall be financed under Revolving Barrett Law as provided for in the above-entitled acts.

All proceedings and any work done on said improvements, assessment of property, collection of assessments and issuance of Bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Adopted this 22nd day of June, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

46
47
48
49
50

ESTIMATE OF QUANTITIES

PROJECT: BEECHWOOD CIRCLE

RES. NO.: 7057-05

DATE: 6/20/05

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Curb	500	LF	5.00	2500.00
2.	Removal of Concrete	339	SY	6.00	2034.00
3.	Concrete Curb Type II - B	500	LF	12.00	6000.00
4.	Concrete Sidewalk (4")	232	SY	22.00	5104.00
5.	Concrete Pavement For Residential Drives (6")	107	SY	28.00	2996.00
6.	Bed Coarse Material	55	TON	10.00	550.00
7.	Backfill For Behind Curbs	40	TON	10.00	400.00
8.	Prune & Fertilize Trees	6	EA	75.00	450.00
9.	Top Soil	80	TON	15.00	1200.00
10.	Mulched Seeding	321	SY	2.00	642.00
11.	Construction Signs Type "A"	3	EA	80.00	240.00
12.	Mobilization and Demobilization	1	LS	0.00	0.00
13.	Maintenance of Traffic	1	LS	0.00	0.00
14.				0.00	0.00

SUB-TOTAL:	22116.00
E&I @16%	3538.56
TOTAL:	**$25,654.56**

47

48

49

50

Revised: 02-13-04

IMPROVEMENT RESOLUTION NO. 7056-05

CONCRETE STREET REPAIRS - 2005
WORK ORDER NO. 11894

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: 5314 Woodhurst, 744 Fairfax to west 130' (north side only), 728-712 Fairfax (north side only), Hobson Road at Sanibel Drive and Hobson at Timberhill, 2615 Tillman Road, 4831 Greenfield, 4912 Harrison, 1800-1900 Lima Valley Drive, Oxford Street at Queen Street, 11928 Westwind, and Independence and Goshen Intersection by repairing the concrete street pavement, and 1203, 1119 Kinnaird and 1214 Packard by reconstructing the concrete alley approaches.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 23rd day of June, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

47
48
49
50

ESTIMATE OF QUANTITIES

PROJECT: Concrete Street Repairs -2005

RES. NO.: 7056-05

DATE: 6/17/2005

W.O. NO.: 11894

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Pavement	1520	SY	7.50	11400.00
2.	Removal of Concrete	30	SY	6.00	180.00
3.	Removal of Curb	165	LF	5.00	825.00
4.	Cement Concrete Pavement, Plain (9") (Tillman Rd. Only)	410	SY	35.00	14350.00
5.	Cement Concrete Pavement, Plain (9") 7 Bag Mix With Plasticizer or 2% Calcium	165	SY	35.00	5775.00
6.	Cement Concrete Pavement, Plain (6")	860	SY	25.00	21500.00
7.	Concrete Pavement for Residential Drive (6") (Undistributed Quantity)	20	SY	30.00	600.00
8.	Concrete Pavement for Alley Approach (8")	65	SY	30.00	1950.00
9.	Concrete Sidewalk (4")	30	SY	25.00	750.00
10.	Concrete Curb Type II-A	130	LF	10.00	1300.00
11.	Concrete Curb Type III	35	LF	15.00	525.00
12.	Type D-1 Contraction Joint (Tillman Rd. Only)	175	LF	15.00	2625.00
13.	J-Bolts	255	EA	7.00	1785.00
14.	Type "O" Compacted Aggregate for Base, No.53	260	TON	15.00	3900.00
15.	Backfill Behind Curb (Borrow)	50	TON	10.00	500.00
16.	Top Soil	30	TON	15.00	450.00
17.	Mulched Seeding,	150	SY	2.00	300.00
18.	Casting, Type C, Furnished & Adjusted to Grade	1	EA	450.00	450.00
19.	Adjust Casting to Grade	1	EA	150.00	150.00
20.	Construction Signs, Type A With Construction Warning Light Type A	32	EA	80.00	2560.00
21.	Flashing Arrow Board	45	Day	50.00	2250.00
22.	Mobilization / Demobilization	1	LS	10000.00	10000.00
23.	Maintance of Traffic	1	LS	5000.00	5000.00
24.	2C/16 Shielded	100	LF	1.25	125.00
25.	Saw Slot and Sealer	200	LF	10.00	2000.00
26.	1c/14 Loop Cable	650	LF	0.50	325.00
27.	Dector Housing	1	EA	750.00	750.00
28.	2" Galvanized Steel Conduet	15	LF	50.00	750.00

SUB-TOTAL:	93075.00
E&I @16%	14892.00
TOTAL:	**$107,967.00**

Revised 02-13-04

48
49
50

IMPROVEMENT RESOLUTION NO. 7054-05

STARDALE DRIVE
WORK ORDER NO. 11905

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: STARDALE DRIVE FROM RADCLIFFE DR. TO A POINT 250' L.F. WEST OF WAYCROSS DR. BY RECONSTRUCTION OF ROADWAY, I.E. CEMENT CONCRETE PAVEMENT REHABILITATION, WHICH INCLUDES PAVEMENT RESTORATION, INCLUDING INTEGRAL CURBS, CONSTRUCTION OF UNDER-DRAIN, INTERMITENT SIDEWALK / CARRIAGE WALK, CORNER WALK AND RAMPS, RECONSTRUCT COMMERCIAL DRIVE APPROACHES, AND MULCH SEEDING RESTORATION.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 22nd day of June, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

48
49
50

IMPROVEMENT RESOLUTION NO. 7043-05

PUBLIC SIDEWALK CURB RAMP PACKAGE A-2005
WORK ORDER NO. 11890

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Various curb ramps in Districts 1,2 and 3 by constructing ADA ramps, concrete sidewalks, concrete curbs and seed and mulch for 95 intersections.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 22nd day of June, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

49
50

ESTIMATE OF QUANTITIES

PROJECT: Public Sidewalk Curb Ramps A-2005 **RES. NO.: 7043-05**
DATE: 6/17/2005 **W.O. NO.: 11890**
BID DATE: 7/13/05

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of curb	3191	LF	4.00	12764.00
2.	Concrete Curb Type III	670	LF	19.00	12730.00
3.	Removal of Concrete Includes sidewalk, wingwalk, curbface and pavement	5370.75	SY	6.50	34909.88
4.	Concrete Sidewalk (4")	1364.5	SY	25.00	34112.50
5.	Concrete Curb Type I-B	297	SY	26.00	7722.00
6.	Furnish and Adjust Casting Type "C"	43	EA	400.00	17200.00
7.	Adjust Casting to Grade	31	EA	150.00	4650.00
8.	Tree Root Grinding (Undistributed)	4	EA	150.00	600.00
9.	Adjust Water Valve (Undistributed)	10	EA	50.00	500.00
10.	Type "A" Signs	40	EA	75.00	3000.00
11.	Topsoil	296	TON	15.00	4440.00
12.	Seed & Mulch	1589	SY	2.00	3178.00
13.	Concrete Curb Type II-B	40	LF	19.00	760.00
14.	Bed Coarse	667	TON	15.00	10005.00
15.	Mobilization & Demobilization	1	LS	20000.00	20000.00
16.	Maintenance of Traffic	1	LS	15000.00	15000.00
17.	Concrete curbface walk (4")	37.75	SY	28.00	1057.00
18.	Tree Fertilize	15	EA	50.00	750.00
19.	Line, Thermoplastic, Solid, White, 6 in (For Crosswalks)	586	LF	2.00	1172.00
20	Concrete Wingwalk and ADA ramps	3554.5	SY	30.00	106635.00
21	Cement Concrete Pavement, Plain, 6in	386.75	SY	28.00	10829.00
22	Concrete/Asphalt Pavement Patching	76	SY	35.00	2660.00
23	Catch Basin type "I-C"	1	EA	1750.00	1750.00
24	Remove Wet Well/Inlet Combination	1	EA	500.00	500.00
25	Concrete Pavement for Residential Drives (6")	18	SY	32.00	576.00
26	Transverse Markings, Thermoplastic Stop Line, 24 in	13	LF	1.50	19.50
27	Grinding "Stop Bar"	13	LF	0.80	10.40
28	Remove old Pole Base (6" below grade)	1	EA	150.00	150.00
29	"V - loc" (Undistributed)	1	EA	50.00	50.00
30	Flashing Arrow Board	10	DAYS	25.00	250.00

31	2C/16 Shielded	300	LF	1.25	375.00
32	Traffic Sign Pedestrian Push Botton w/Arrow	8	EA	50.00	400.00
33	Push Button, Pedestrian (new)	4	EA	100.00	400.00
34	Push Button, Pedestrian (relocate)	2	EA	50.00	100.00
35	Pedestrian Signal Indication (new)	2	EA	500.00	1000.00
36	Pedestrian Signal Indication (relocate)	2	EA	250.00	500.00
37	5C/14 Signal Cable	850	LF	1.40	1190.00
38	2" Galvanized Steel Conduit	120	LF	30.00	3600.00
39	8' Pedestal and Base	1	EA	600.00	600.00
40	Pedestal Foundation, Type A	1	EA	600.00	600.00
41	Grinding "Crosswalks"	512	LF	0.75	384.00
42	Removal of Guardrail and 6 posts	1	LS	150.00	150.00

SUB-TOTAL:	317279.28
E&I @16%	50764.68
TOTAL:	**368043.96**

50

Approval of Amended Resolution #91-124-18 establishing the cost-sharing policies for neighborhood capital improvement projects and establishing how petitions for such projects are processed by the Fort Wayne Board of Public Works and/or Board of Stormwater Management.
(Correction of Scribner's error under Item E – Remonstrance).

CITY OF FORT WAYNE
BOARD OF PUBLIC WORK

Date: June 22, 2005

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

AMENDED

A RESOLUTION establishing the cost-sharing policies for neighborhood capital improvement projects, and establishing how petitions for such projects are processed by the Fort Wayne Board of Public Works and/or Board of Stormwater Management.

RESOLUTION 91-124-18

WHEREAS, the Board of Public Works and/or Board of Stormwater Management of the City of Fort Wayne, Indiana, has the legal authority and responsibility to construct and maintain the City's public infrastructure and to establish property owner participation procedures for the payment of neighborhood capital improvements;

NOW THEREFORE, the Board of Public Works and or Board of Stormwater Management hereby adopts the following policies and procedures through which citizens may petition for neighborhood capital improvements and pay for those improvements:

I. THE PETITION PROCESS

A. **PETITIONS:** Citizens who desire the City of Fort Wayne to make infrastructure improvements in their neighborhood should petition for those projects directly to the Board of Public Works through their City Council representative. All projects are subject to the availability of pertinent funds. Petitions will be valid for three (3) years.

B. **SIGNATURES REQUIRED:** Any petition requesting improvements where affected property owners will be required to pay a portion of the cost, must be signed by at least 51% of the affected property owners, except where different percentage amounts are set forth below. "Affected property owners" are defined as those owning property adjacent to the improvement project.

The minimum level of signatures on the petition is established as an indication that the project is supported by a majority of the affected property owners. Petitions not containing the established amount of signatures may continue to be processed at the request of the City Council representative providing funding for the engineering work from his/her district's allotment of County Economic Development Income Tax (CEDIT) dollars.

C. **ENGINEERING EVALUATION:** Petitions must be reviewed for improvement need by engineering staff. The Board of Public Works and /or Board of Stormwater Management will determine proceeding with improvement based on engineering.

D. **PUBLIC HEARING:** After a petition has been filed and City Engineers have prepared a cost estimate for the project, along with an estimate of what each property owner's assessment will be. A public hearing will be held to inform property owners of project details. Property owners will be notified by mail of public hearing.

E. **REMONSTRANCE:** If at least 51% of the affected property owners sign a remonstrance petition and file it with the Board of Public Works within 10 days of the initial public hearing, the project will be cancelled. Action on any remonstrance must comply with IC 36-9-36-14.

F. **RE-PETITIONING AFTER A SUCCESSFUL REMONSTRANCE:** After a successful Remonstrance of a project, citizens may file a new petition for the project no sooner than six (6) months after the remonstrance was filed with the Board of Public Works. This six-month requirement shall be waived if the new petition changes the projects scope (i.e., reducing the geographic area).

II. COST SHARING GUIDELINES FOR SPECIFIC KINDS OF PROJECTS

A. STREET-CURB-SIDEWALK

STREET: NEW, RECONSTRUCT, OR UPGRADE
CURB: NEW, RECONSTRUCT
SIDEWAL: NEW, RECONSTRUCT

GUIDELINES: Property owners within the project's limits will pay 60% of the cost of the sidewalk, curb, yardwalks and driveway approach improvements adjacent to their property, with assessment based lineal footage; the City will pay 40% of these costs. Drive approach work required because of the project will be assessed based on square yardage of the drive approach. Improvement costs shall include engineering, the labor and material for installing the new items(s), removal of old item(s), excavation, bedding restoration, engineering, inspection, and other expenses associated with the project, such as drainage improvements, when necessary.

Property owners living on corner lots will pay 60% less side lineal footage of the property. The City will pay for 40% of the less side lineal footage of the property and 100% of the larger side lineal footage of property.

The funding of petitions "street reconstruction" depends on whether the existing street is already "improved" or "unimproved", as determined by the Transportation Engineering Services Department. Generally, an "improved" street was built with subsurface drainage and curbs. Reconstruction of an "improved" street is funded 100% with City funds, when available. An "unimproved" street is generally built with no drainage provisions and no curbs. Reconstructing an "unimproved" street means the street will be built to "improved" street standards. In this case affected property owners will pay 60% of the overall project's costs, and the City will pay 40%.

unimproved street means the street will be built to "improved" street standards. In this case, affected property owners will pay 60% of the overall project's costs, and the City will pay 40%.

B. **STREET LIGHTS:** All requests for additional street lighting must come to the Board of Public Works in the form of a petition signed by the owners of at least 60% of the real property footage in the city block or blocks described in the petition (per IC 36-9-9-3b). Funding options for street lighting petitions are as follows:

Standard overhead street lights will be funded 100% with City dollars, with project priority determined by the Board of Public Works, or as funding is allocated by the appropriate City Council representatives. Wiring will meet the petitioning neighborhood's existing covenant conditions. If no covenants exist to prevent overhead wiring, but owners of real property desire underground wiring for standard street lights, then the City will pay 100% of the cost of standard street lights with overhead wiring and 40% of the additional cost of the project, and the property owners will pay 60% of the additional cost of the project. Property owners' assessments will be based on lineal footage, unless the petition specifically requests that the property owners' share be divided evenly among all property owners.

Ornamental street light improvement projects shall include evenly spaced 16' embedded poles, High Pressure Sodium Town & Country fixtures and always requires underground wiring and shall be funded 60% by owners of the real property within the project's limits, and 40% by the City. Property owners' assessments will be based on lineal footage, unless the petition specifically requests that the property owners' share be divided evenly among all property owners. Any additional costs incurred for lighting beyond the above description will be 100% property owners' responsibility. If Ornamental lighting is requested to be placed only at street intersections, Street Light Engineering must determine that all minimum requirements for intersection lighting can be met, otherwise the Board of Public Works will only approve standard overhead street lights at the requested intersections.

STREET LIGHTS IN NEWLY-ANNEXED AREAS: In newly-annexed areas, the City commitment is generally to provide standard overhead street lights only at intersections with wiring that meets each neighborhood's wiring covenant conditions. If requested, ornamental street lights can be provided if all minimum intersection lighting requirements can be met and the cost is no more than standard overhead street lights. If however, the neighborhood street intersects with a collector or arterial street then standard overhead street lights will be required at those intersections. Newly annexed property owners who desire more street lights than an annexation commitment requires must petition for the additional lighting, or ornamental lighting, in accordance with the policies described above. The possibility of such a petition will not preclude installation of street lights required by a City annexation commitment. However, the City staff will work with neighborhood associations/petitions to avoid installation of unwanted types of street lights if a successful petition effort is deemed likely.

Newly annexed neighborhoods which do not want any street lighting installed by the City per City annexation commitments may petition the Board of Public Works to prevent the installation. Such

a petition may request no lights for a portion of the neighborhood or for the entire neighborhood. Regardless, however, such a petition must be signed by the owners of at least 75% of the real property footage in the entire neighborhood being annexed. While these petitions may be considered and approved, neighborhood streets intersecting with collector or arterial streets shall comply with the terms of the City's annexation commitment for standard overhead street lights. The Board of Public Works always reserves the right, based on public safety concerns, to install lights where necessary.

ALLEY LIGHTS: The City will pay 100% of the cost of any additional alley lights.

C. **ALLEY RECONSTRUCTION:** Property owners within the project's limits will pay 75% of the cost of the improvements from alley center line to property line adjacent to their property, with assessments based on lineal footage; the City will pay 25% of these costs.

D. **WATER PROJECTS.** When petitions for water mains are received, Water Engineering shall prepare a conceptual design for local water mains to serve the petitioners. The cost of the conceptual design shall be estimated and allocated equally to the properties affected. Water Engineering shall also collect other information pertinent to the project (petitioner alternatives, cost to other area residents, cost to the Utility and availability of funds). Water Engineering shall then present the petitioner's options to the Board of Public Works and identify the financing option Water Engineering determines is most feasible. If the Board determines that Barrett Law funding of a water main is the most feasible, then they shall order Water Engineering to proceed with the preparation of detailed drawings, specifications and a resolution ordering the installation of the local water main. Other financing options include up- front property owner payment or, very rarely, utility revenue with long-term property owner reimbursement.

The property owners will pay for 100% of the main installation if they do not currently have City water. If oversizing of said main is required by the City, the City will pay for that portion of the water main that represents the oversizing. The City pays full cost for maintenance and replacement of existing public lines.

E. **SANITARY SEWER PROJECTS:** When petitions for sanitary sewers are received, Water Resources will prepare a conceptual design for a local sewer system to serve the petitioners. The cost of the conceptual design shall be estimated and allocated to the lots/units affected by the proposed system using the method established in IC-36-9-39. Water Resources shall also collect other information pertinent to the project (petitioner alternatives, cost to other area residents, cost to the Utility and availability of funds). Water Resources shall then present the petitioner's options to the Board of Public Works and identify the option Water Resources feels is most feasible. If the Board determines that Barrett Law funding of a sanitary sewer project is the most feasible, then the Board shall order Water Resources to proceed with the preparation of detailed drawings, specifications and a resolution ordering the installation of the local sewer.

No set percentage of affected property owners is required to petition by Indiana law with sewer projects since, according to IC 36-9-39, the only test for proceeding with a sewer project is

whether or not the "special benefits that will accrue to the property to be assessed will be equal to the estimated cost of the works."

Per IC 36-9-39, property owners may appear at the public hearing on the project to remonstrate against the project. The decision of the Board of Works, after weighing the evidence submitted by all parties at the public hearing shall be final.

Expenses associated with the engineering, construction and inspection of the local sewer project shall be allocated to property owners according to IC 36-9-39. The property owners shall pay the first $6,000 of cost allocated to each unit or lot whether or not connected. The Water Pollution Control Utility shall pay the remainder of the engineering, construction and inspection costs. No project shall proceed until funds have been budgeted for the Utility's share of the costs.

Property owners shall pay area connection and other applicable special fees when they apply for a tap permit. These fees are not considered to be engineering, construction or inspection costs and shall not be included in the $6,000 maximum assessment per lot/unit.

The City shall pay full cost for maintenance and replacement of existing public lines and shall assume the maintenance costs for the newly constructed public sanitary sewer lines once the construction project has been inspected and accepted by the Board of Public Works.

F. **STORMWATER DRAINAGE PROJECTS:** Upon receiving a petition for stormwater drainage improvements, Water Resources shall undertake a preliminary investigation and analysis of the situation precipitating the petition. The nature and degree of the problem will be determined, as will the affected properties and affecting parties. Components of the drainage system(s) in the area will be identified and evaluated as to their condition, capacity, performance, and adequacy. A conceptual design will be developed, identifying and differentiating local or lateral component improvements to serve the petitioners and any trunkline drain improvements that will also be necessary.

A local and/or lateral drain shall be defined as a drain that serves as an outlet for a local watershed or for a subbasin within a neighborhood or subdivision. An area trunkline is a drain that outfalls multiple local or lateral drains.

Expenses associated with the engineering, construction, and inspection of local and lateral drain improvement projects shall be allocated to property owners according to IC 36-9-39. The property owners shall pay the first $4,000 of cost allocated to each lot/unit to be drained. Water Resources shall pay the remainder of the engineering, construction, and inspection costs. There may be instances where the Utility considers oversizing a local line in anticipation of converting this line to an area trunkline sometime in the future: when this is the case, the property owners will be responsible only for the drain costs associated with their subbasin capacity needs, and the Utility will fund any additional costs due to the oversizing. No project shall proceed until funds have been budgeted for the Utility's share of the cost.

The basis for proceeding on a petitioned sewer or drainage improvement project according to IC 36-9-39 is not the percentage of affected property owner signatures on the petition, but, whether or not the special benefits that will accrue to the property to be assessed will be equal to the estimated cost of the works.

Per IC 36-9-39, property owners may appear at the public hearing on the project to remonstrate against the project. The decision of the Board of Stormwater Management, after weighing the evidence submitted by all parties at the public hearing, shall be final.

The City shall pay the full cost for maintenance and replacement of existing public lines and shall assume the maintenance costs for the newly constructed public storm sewer lines once the construction project has been inspected and accepted by the Board of Public Works.

G. **SOUND BARRIER WALLS, DECORATIVE COLUMNS, LANDSCAPING:** Petitioners are responsible for 100% of the facility cost. Proposed facilities that conflict with existing or future transportation/utility infrastructure may be rejected by the Board of Public Works. The Board will administer the design, construction and maintenance of a facility located in the public right-of-way. The petitioner will deposit funds in an amount determined by Board in an escrow account with the City before work proceeds. Sufficient funds will be dedicated to the City to maintain the facility after construction. If the facility is not adequately maintained or if the facility conflicts with transportation or utility infrastructure it shall be the Board's option to remove the facility from the public right-of-way.

III. MISCELLANEOUS

A. **EXCEPTIONS:** Exceptions to the standard petition process and cost-sharing policies include projects funded by federal or state community development or economic development grants, or as requested by-City Council representatives with CEDIT neighborhood capital improvement funds. The Board of Public Works may consider any project on an individual basis and may make any adjustments that the Board deems necessary to complete a project.

B. **CALCULATING PROJECT COSTS:** Property owners will be assessed based on the guidelines described in the above categories. Also, any alley approaches that are being replaced, corner wing-walks that are being replaced or drainage structures that must be repaired as part of any project will be paid 100% by the City.

C. **ANNUAL REVIEW:** The Board of Public Works should review these policies and the petition procedure every year by January 31 and amend them, as the Board deems necessary.

APPROVED THIS 20th DAY OF May, 2004.

BOARD OF PUBLIC WORKS

Robert P. Kennedy, Chairman

John Suarez, Member

Regina A Kostoff

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT

Greg Meszaros, Chairman

John Suarez, Member

Regina A. Kostoff, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

A RESOLUTION OF THE BOARD OF STORMWATER MANAGEMENT OF THE CITY OF FORT WAYNE, INDIANA, APPROPRIATING AND CONDEMNING EASEMENTS FOR USE BY THE CITY OF FORT WAYNE, INDIANA, AND AWARDING DAMAGES TO PROPERTY OWNERS FOR THE CONSTRUCTION OF THE IIT-HANOVER STREET STORM DRAINAGE IMPROVEMENT PROJECT

RESOLUTION NUMBER 92-6-29-05-1

WHEREAS, pursuant to IC 8-1.5-5-17(a), the Stormwater Management Board ("Board") of the City of Fort Wayne, Indiana ("City"), determined through adoption of Improvement Resolution 1654-2004, *IIT-Hanover Street Storm Drainage Improvement* ("Original Resolution") on September 22, 2004, that the stormwater system in the general area of Hanover Street from Washington Boulevard to the Maumee River is insufficient to furnish the necessary collection and disposal of stormwater to properly protect the public health and welfare and safeguard property within the area, and that it is necessary to improve the stormwater system and equipment and to acquire interest in lands to further such improvement; and

WHEREAS, the Board has prepared maps, plans, specifications and drawings with full details and descriptions for the proposed work, together with and estimate of the cost; and

WHEREAS, the Board has prepared a description of all property rights necessary to be acquired in connection with the proposed work and in the manner in which the rights are to be acquired along with a description of any other property that may be injuriously affected together with the estimated cost thereof; and

WHEREAS, IC 8-1.5-5-17 provides a mechanism pursuant to which the Board may proceed with such project and appropriation; and

WHEREAS, the Board has identified one (1) property owner and two (2) easement interests to be acquired in furtherance of the *IIT-Hanover Street Storm Drainage Improvement*; and

WHEREAS, the property owner and the respective easement interests sought to be taken hereby, are identified and attached hereto as Exhibit A; and

WHERAS, IC 8-1.5-5-17, requires the Board to adopt this resolution and set an administrative hearing upon the resolution publishing notice of said hearing in accordance with IC 5-3-1 and mailing a notice to each property owner. In such notices, the Board shall state that it shall hear all persons interested in the proceedings and all persons filing written remonstrances with regard to the resolution, after such time the Board shall, pursuant to IC 8-1.5-5-18, take action to confirm, modify, or reject the resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE STORMWATER MANAGEMENT BOARD OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

1. That the Board hereby declares the Project is necessary for the protection of the public health and welfare of the inhabitants of the stormwater district and the safeguarding of property within the district.

2. That the Board hereby declares that the Project is of public utility and benefit.

3. That the Board hereby declares that it is necessary to condemn and appropriate the easement interests in real property described on Exhibit A, attached hereto, in order to complete the Project and hereby appropriates said interests.

4. That the Board declares the maximum proposed cost of the interests to be acquired is $11,955.00.

5. That the Board hereby adopts the plans, maps, specifications, drawings, details, descriptions, and estimates previously prepared for the project.

6. That the Board hereby sets Wednesday, July 20, 2005, at 10:00 a.m. in the Omni Room (Room 250) of the City-County Building (One East Main Street, Fort Wayne, Indiana), as the date, time, and place at which the Board shall hear all persons interested in the proceedings and all persons filing written remonstrances with regard to the resolution.

7. That at the hearing set herein for remonstrances, the Board shall hear all persons interested in the proceedings and hear all persons filing written remonstrances and shall then take final action to confirm, modify, or reject this resolution.

8. That the Clerk of the Board shall and hereby is directed and authorized to publish notice of the hearing in accordance with IC 5-3-1 and mail notice of said hearing on remonstrances to those persons listed on Exhibit A, attached hereto.

This resolution shall be in full force and effect from and after its adoption by the Stormwater Management Board of the City of Fort Wayne, Indiana.

Adopted this 29th day of June, 2005.

STORMWATER MANAGEMENT BOARD
CITY OF FORT WAYNE, INDIANA

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST:

Marilyn Huth, Clerk to the Board

EXHIBIT "A"

LEGAL DESCRIPTION

Permanent Ingress – Egress Easement

Part of Lots Numbered 13 through 18 and a part of Lots Numbered 26 through 36 in J.B. White's 6TH Addition, the plat of which is recorded in the Office of the Recorder of Allen County, Indiana, together with part of Outlot Number 1 in Begue's Outlots, the plat of which is recorded in the Office of the Recorder of Allen County, Indiana, together with part of vacated Seneca Street and part of vacated Hanover Street, together with part of Section 1, Township 30 North, Range 12 East, Allen County, Indiana, being a part of the 6.57 acre tract as recorded in Document Number 200075769 in the Office of the Recorder of Allen County, Indiana and being a part of the 12.19 acre tract as recorded in Document Number 201084152 in the Office of the Recorder of Allen County, Indiana, more particularly described as follows:

Commencing at the Southwest Corner of Lot Number 47 in John Taylor's Addition, an addition to the City of Fort Wayne, Indiana, as recorded in Miscellaneous Record 125, Pages 577-578 in the Office of the Recorder of Allen County, Indiana; thence North 00 degrees 02 minutes 04 seconds West (assumed bearing), a distance of 253.63 feet on and along the easterly right-of-way line of Hanover Street to the southerly right-of-way line of the Norfolk and Western Railroad; thence North 76 degrees 37 minutes 01 seconds East a distance of 180.25 feet to the northerly right-of-way line of said Norfolk and Western Railroad; thence South 77 degrees 31 minutes 28 seconds East, a distance of 73.48 feet; thence North 60 degrees 02 minutes 59 seconds East, a distance of 117.40 feet; thence North 40 degrees 33 minutes 17 seconds East, a distance of 72.13 feet to the **Point of Beginning**; thence North 22 degrees 15 minutes 29 seconds West, a distance of 374.19 feet; thence North 33 degrees 14 minutes 15 seconds West, a distance of 73.01 feet; thence North 51 degrees 35 minutes 26 seconds West, a distance of 93.64 feet ; thence North 55 degrees 02 minutes 52 seconds West, a distance of 196.23 feet; thence North 58 degrees 24 minutes 01 seconds West, a distance of 115.51 feet; thence North 59 degrees 39 minutes 03 seconds West, a distance of 237.37 feet to a westerly line of said 6.57 acre tract; thence North 33 degrees 56 minutes 50 seconds East, a distance of 25.05 feet along said westerly line; thence South 59 degrees 39 minutes 03 seconds East, a distance of 236.07 feet; thence South 58 degrees 24 minutes 01 seconds East, a distance of 116.51 feet; thence South 55 degrees 02 minutes 52 seconds East, a distance of 197.71 feet; thence South 51 degrees 35 minutes 26 seconds East, a distance of 98.43 feet; thence South 33 degrees 14 minutes 15 seconds East, a distance of 79.46 feet; thence South 22 degrees 15 minutes 29 seconds East, a distance of 383.26 feet; thence South 82 degrees 39 minutes 56 seconds West, a distance of 25.87 feet to the Point of Beginning, containing 0.632 acres (27,515 square feet), more or less, and being subject to rights-of-way and easements of record.

The intent of this description is to follow an existing asphalt drive and then proceed to the Permanent Sewer and Drainage Easement as shown on Exhibit "B"

2-24-05
BRIAN J. STOODY
REGISTERED
No. LS20300036
STATE OF
INDIANA
LAND SURVEYOR

Brian J. Stoody

Brian J. Stoody, LS20300036

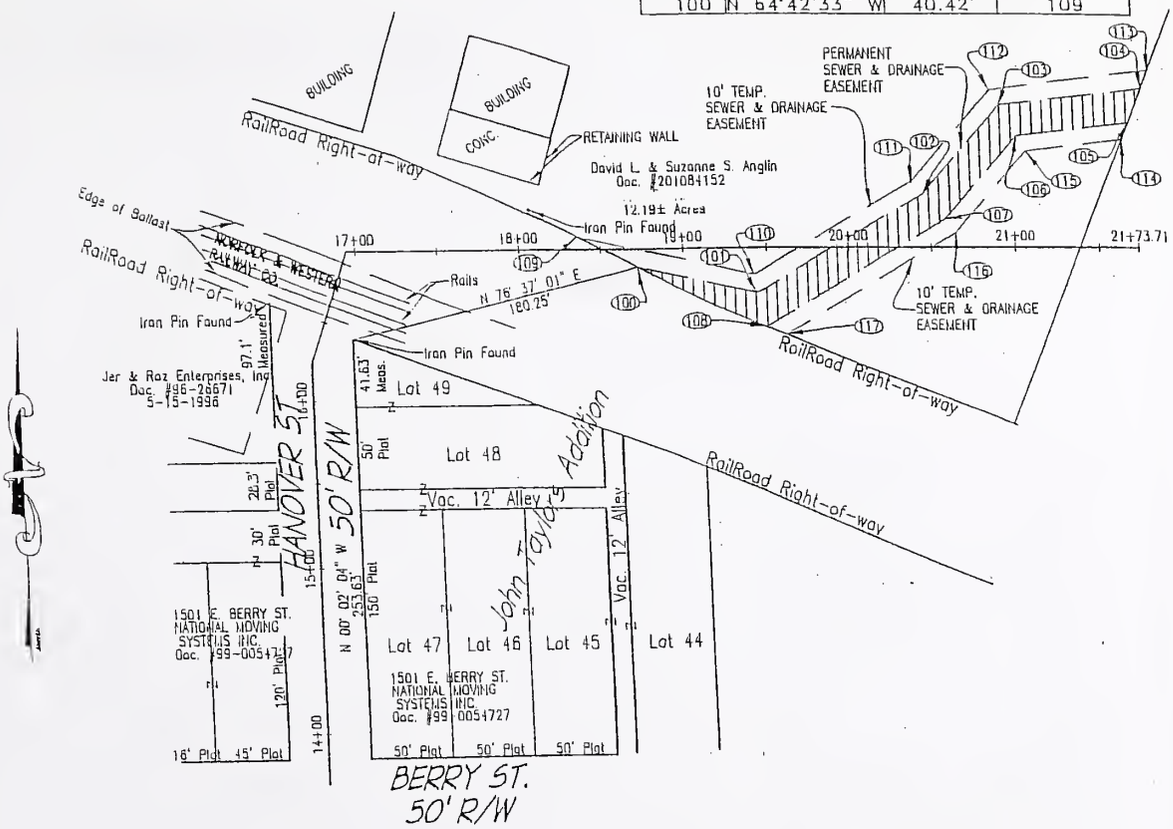
Prepared by: Bonar Group
Job No.: 2300.03

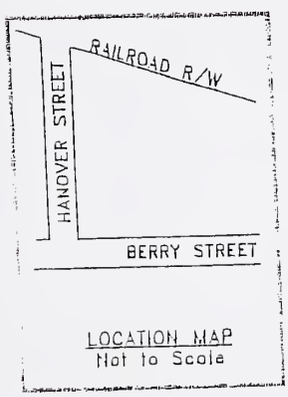
EASEMENT

Point #	Bearing	Distance	To point #
100	S 77°31'28" E	73.48'	101
101	N 60°02'59" E	117.40'	102
102	N 40°33'17" E	72.13'	103
103	N 82°39'56" E	86.22'	104
104	S 21°57'52" W	22.93'	105
105	S 82°39'56" W	67.30'	106
106	S 40°33'17" W	67.87'	107
107	S 60°02'59" W	126.80'	108
108	N 64°42'33" W	84.68'	100

EASEMENT

Point #	Bearing	Distance	To point #
109	S 77°31'28" E	108.76'	110
110	N 60°02'59" E	111.81'	111
111	N 40°33'17" E	74.26'	112
112	N 82°39'56" E	95.68'	113
113	S 21°57'52" W	11.47'	104
104	S 82°39'56" W	86.22'	103
103	S 40°33'17" W	72.13'	102
102	S 60°02'59" W	117.40'	101
101	N 77°31'28" W	73.48'	100
100	N 64°42'33" W	40.42'	109





LOCATION MAP
Not to Scale

TEMPORARY STORM SEWER EASEMENT

Point #	Bearing	Distance	To point #
108	N 60°02'59" E	126.80'	107
107	N 40°33'17" E	67.87'	106
106	N 82°39'56" E	67.30'	105
105	S 21°57'52" W	11.47'	114
114	S 82°39'56" W	57.84'	115
115	S 40°33'17" W	65.74'	116
116	S 60°02'59" W	120.94'	117
117	N 64°42'33" W	12.55'	108

GRAPHIC SCALE

100 0 50 100

(IN FEET)
1 inch = 100 ft.

PERMANENT EASEMENT = 6,067 s.f.

All lot dimensions are per deed of record.

The reference meridion for the bearings on this document was on assumed North.

No monuments for this parcel were found.

Being a part of the some property conveyed to the grantor by deed dated November 20, 2001, recorded in Document No. 201084152, in the office of the Allen County Recorder.

11.19.04
DARRELL G. POST
REGISTERED
No. 50477
STATE OF

I hereby certify that this document was make under my supervision and is correct to the best of my knowledge and belief. Distances as shown on this document have not been adjusted. This easement document meets or exceeds the minimum standards of governing authorities.

Bonar Group
Engineers - Surveyors - Planners
1700 MAGNAVOX WAY, SUITE 110
FORT WAYNE, INDIANA 46804
PHONE 260-969-8800

Property of:
David L. Anglin
Suzanne S. Anglin
500 Coombs street

BRIAN J. STODDY
REGISTERED
No. LS20300036
STATE OF
INDIANA
LAND SURVEYOR

I hereby certify that this survey was made under my supervision and is correct to the best of my knowledge and belief. Distances as shown on this document have not been adjusted. This easement document meets or exceeds the minimum standards of governing authorities.

Brian J. Stoddy 2/24/05
Brian J. Stoddy Date
L.S. No. LS20300036

PERMANENT EASEMENT = 27,515 s.f.

All lot dimensions are per deed of record.

The reference meridian for the bearings on this document was an assumed North.

No monuments for this parcel were found.

EASEMENT

Point #	Bearing	Distance	To point #
103	N 22-15-29 W	374.19'	118
118	N 33-14-15 W	73.015'	119
119	N 51-35-26 W	93.64'	120
120	N 55-02-52 W	196.23'	121
121	N 58-24-01 W	115.51'	122
122	N 59-39-03 W	237.37'	123
123	N 33-56-50 E	25.05'	124
124	S 59-39-03 E	236.07'	125
125	S 58-24-01 E	116.51'	126
126	S 55-02-52 E	197.71'	127
127	S 51-35-26 E	98.43'	128
128	S 33-14-15 E	79.46'	129
129	S 22-15-29 E	383.26'	130
130	S 82-39-56 W	25.87'	103

Being a part of the same property conveyed to the grantor by deed dated December 12, 2000, recorded in Document No. 200075769 and by deed dated November 20, 2001, recorded in Document No. 201084152, in the office of the Allen County Recorder.

Property of:
David L. Anglin
Suzanne S. Anglin
406 River Bend Court
Fort Wayne, IN 46803

GRIFFIN ST. 40' R/W
RIVER BEND DRIVE 40' R/W
HERBERT ST. 40' R/W
VACATED SENECA ST. 40' R/W
VACATED HANVER ST. 50' R/W
HANOVER ST. 50' R/W
WHITE'S 6TH ADD.
OUTLOTS
PEGUE'S
Permanent Ingress-Egress Easement
Drive not located in this area
David L. & Suzanne S. Anglin Doc. #200075769 December 12, 2000 6.57± Acres
David L. & Suzanne S. Anglin Doc. #201084152 November 20, 2001 12.19± Acres
SKID VOLLEYBALL COURT
BUILDING
STONE
CONC.
RETAINING WALL
Iron Pin Found
Rails
Railroad Right-of-way
PERMANENT SEWER & DRAINAGE EASEMENT
Lot 49
Lot 48
Lot 47
Lot 46
Lot 45
Lot 44
Vac 12' Alley
LOCATION MAP Not to Scale
GRIFFIN STREET
HANOVER STREET
BERRY STREET
RAILROAD R/W

GRAPHIC SCALE
100 0 50 100
(IN FEET)
1 inch = 100 ft.

Bonar Group
Engineers - Surveyors - Plat

EXHIBIT "A"
LEGAL DESCRIPTION

Permanent Ingress – Egress Easement

Part of Lots Numbered 13 through 18 and a part of Lots Numbered 26 through 36 in J.B. White's 6TH Addition, the plat of which is recorded in the Office of the Recorder of Allen County, Indiana, together with part of Outlot Number 1 in Begue's Outlots, the plat of which is recorded in the Office of the Recorder of Allen County, Indiana, together with part of vacated Seneca Street and part of vacated Hanover Street, together with part of Section 1, Township 30 North, Range 12 East, Allen County, Indiana, being a part of the 6.57 acre tract as recorded in Document Number 200075769 in the Office of the Recorder of Allen County, Indiana and being a part of the 12.19 acre tract as recorded in Document Number 201084152 in the Office of the Recorder of Allen County, Indiana, more particularly described as follows:

Commencing at the Southwest Corner of Lot Number 47 in John Taylor's Addition, an addition to the City of Fort Wayne, Indiana, as recorded in Miscellaneous Record 125, Pages 577-578 in the Office of the Recorder of Allen County, Indiana; thence North 00 degrees 02 minutes 04 seconds West (assumed bearing), a distance of 253.63 feet on and along the easterly right-of-way line of Hanover Street to the southerly right-of-way line of the Norfolk and Western Railroad; thence North 76 degrees 37 minutes 01 seconds East a distance of 180.25 feet to the northerly right-of-way line of said Norfolk and Western Railroad; thence South 77 degrees 31 minutes 28 seconds East, a distance of 73.48 feet; thence North 60 degrees 02 minutes 59 seconds East, a distance of 117.40 feet; thence North 40 degrees 33 minutes 17 seconds East, a distance of 72.13 feet to the **Point of Beginning**; thence North 22 degrees 15 minutes 29 seconds West, a distance of 374.19 feet; thence North 33 degrees 14 minutes 15 seconds West, a distance of 73.01 feet; thence North 51 degrees 35 minutes 26 seconds West, a distance of 93.64 feet ; thence North 55 degrees 02 minutes 52 seconds West, a distance of 196.23 feet; thence North 58 degrees 24 minutes 01 seconds West, a distance of 115.51 feet; thence North 59 degrees 39 minutes 03 seconds West, a distance of 237.37 feet to a westerly line of said 6.57 acre tract; thence North 33 degrees 56 minutes 50 seconds East, a distance of 25.05 feet along said westerly line; thence South 59 degrees 39 minutes 03 seconds East, a distance of 236.07 feet; thence South 58 degrees 24 minutes 01 seconds East, a distance of 116.51 feet; thence South 55 degrees 02 minutes 52 seconds East, a distance of 197.71 feet; thence South 51 degrees 35 minutes 26 seconds East, a distance of 98.43 feet; thence South 33 degrees 14 minutes 15 seconds East, a distance of 79.46 feet; thence South 22 degrees 15 minutes 29 seconds East, a distance of 383.26 feet; thence South 82 degrees 39 minutes 56 seconds West, a distance of 25.87 feet to the Point of Beginning, containing 0.632 acres (27,515 square feet), more or less, and being subject to rights-of-way and easements of record.

The intent of this description is to follow an existing asphalt drive and then proceed to the Permanent Sewer and Drainage Easement as shown on Exhibit "B"

2-24-05
BRIAN J. STOODY
REGISTERED
No. LS20300036
STATE OF
INDIANA
LAND SURVEYOR

Brian J. Stoody

Brian J. Stoody, LS20300036

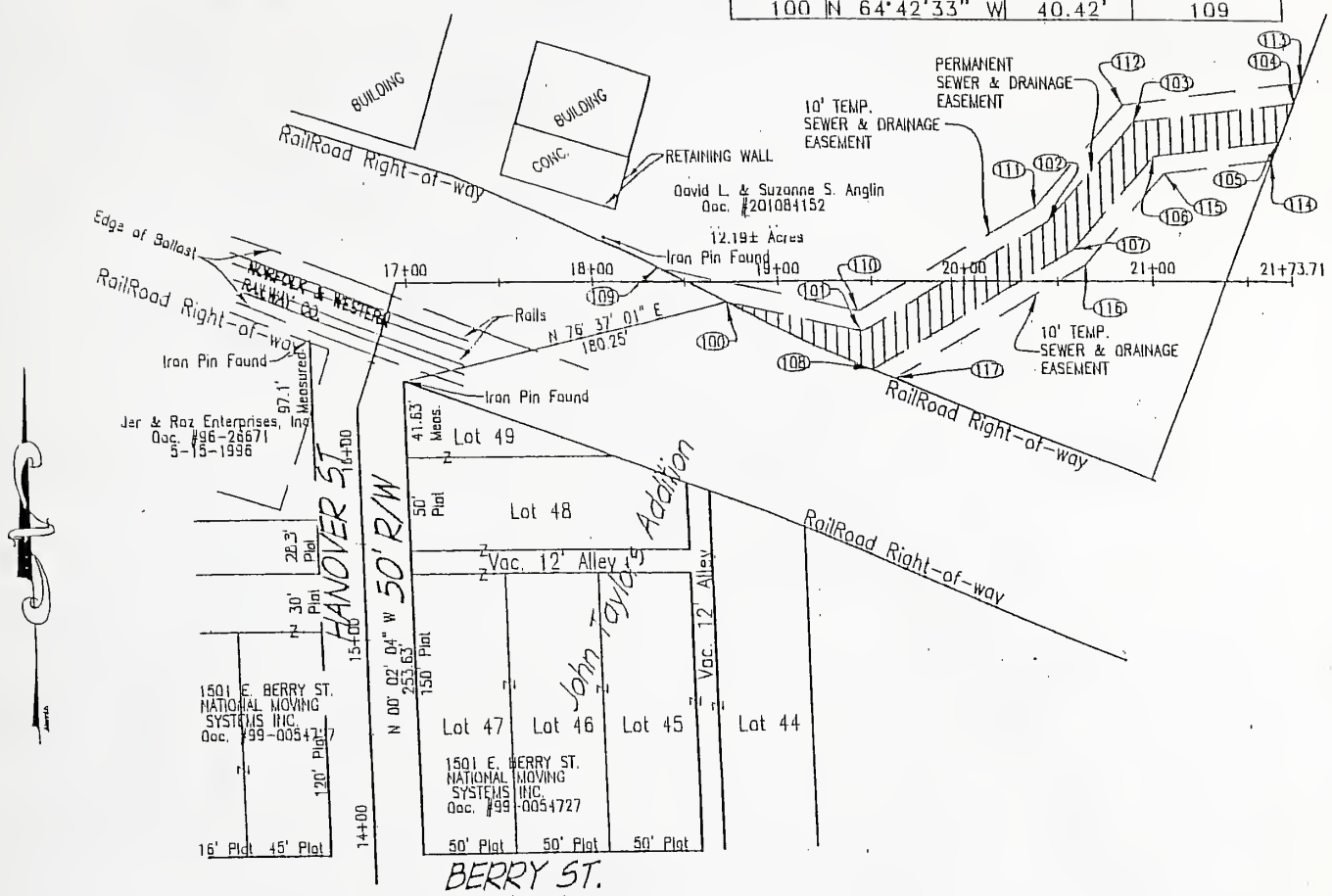
Prepared by: Bonar Group
Job No.: 2300.03
P:\2300\2300.03\Worddocs\Perm-ease-lgl.doc
Last printed 2/24/2005 9:33:00 AM

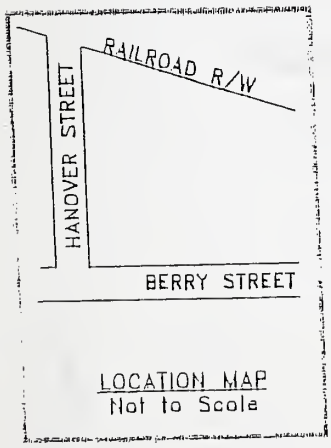
PERMANENT STORM SEWER EASEMENT

Point #	Bearing	Distance	To point #
100	S 77°31'28" E	73.48'	101
101	N 60°02'59" E	117.40'	102
102	N 40°33'17" E	72.13'	103
103	N 82°39'56" E	86.22'	104
104	S 21°57'52" W	22.93'	105
105	S 82°39'56" W	67.30'	106
106	S 40°33'17" W	67.87'	107
107	S 60°02'59" W	126.80'	108
108	N 64°42'33" W	84.68'	100

TEMPORARY STORM SEWER EASEMENT

Point #	Bearing	Distance	To point #
109	S 77°31'28" E	108.76'	110
110	N 60°02'59" E	111.81'	111
111	N 40°33'17" E	74.26'	112
112	N 82°39'56" E	95.68'	113
113	S 21°57'52" W	11.47'	104
104	S 82°39'56" W	86.22'	103
103	S 40°33'17" W	72.13'	102
102	S 60°02'59" W	117.40'	101
101	N 77°31'28" W	73.48'	100
100	N 64°42'33" W	40.42'	109





TEMPORARY STORM SEWER EASEMENT

Point #	Bearing	Distance	To point #
108	N 60°02'59" E	126.80'	107
107	N 40°33'17" E	67.87'	106
106	N 82°39'56" E	67.30'	105
105	S 21°57'52" W	11.47'	114
114	S 82°39'56" W	57.84'	115
115	S 40°33'17" W	65.74'	116
116	S 60°02'59" W	120.94'	117
117	N 64°42'33" W	12.55'	108

GRAPHIC SCALE

100 0 50 100

(IN FEET)

1 inch = 100 ft.

PERMANENT EASEMENT = 6,067 s.f.

All lot dimensions are per deed of record.

The reference meridion for the bearings on this document was on assumed North.

No monuments for this parcel were found.

Being a part of the some property conveyed to the grantor by deed doted November 20, 2001, recorded in Document No. 201084152, in the office of the Allen County Recorder.

Bonar Group
Engineers - Surveyors - Planners
1700 MAGNAVOX WAY, SUITE 110
FORT WAYNE, INDIANA 46804
PHONE 260-969-8800

11/19/04
DARRELL G. POST
REGISTERED
No. 50477
STATE OF INDIANA
LAND SURVEYOR
Darrell Post

I hereby certify that this document was make under my supervision and is correct to the best of my knowledge and belief. Distances as shown on this document have not been adjusted. This easement document meets or exceeds the minimum standards of governing authorities.

Darrell Post 11.19.04

Darrell G. Post — Date
L.S. No. S-0477
Revised 11/19/2004 Changed Document Number

Property of:
David L. Anglin
Suzanne S. Anglin
500 Coombs street
Fort Wayne, IN 46803

Job #2300.03

94

Exhibit "B"

BRIAN J. STOODY
REGISTERED
No. LS20300036
STATE OF
INDIANA
LAND SURVEYOR

I hereby certify that this document was make under my supervision and is correct to the best of my knowledge and belief. Distances as shown on this document have not been adjusted. This easement document meets or exceeds the minimum standards of governing authorities.

Brian J. Stoody 2/24/05
Brian J. Stoody Date
L.S. No. LS20300036

PERMANENT EASEMENT = 27,515 s.f.

All lot dimensions are per deed of record.

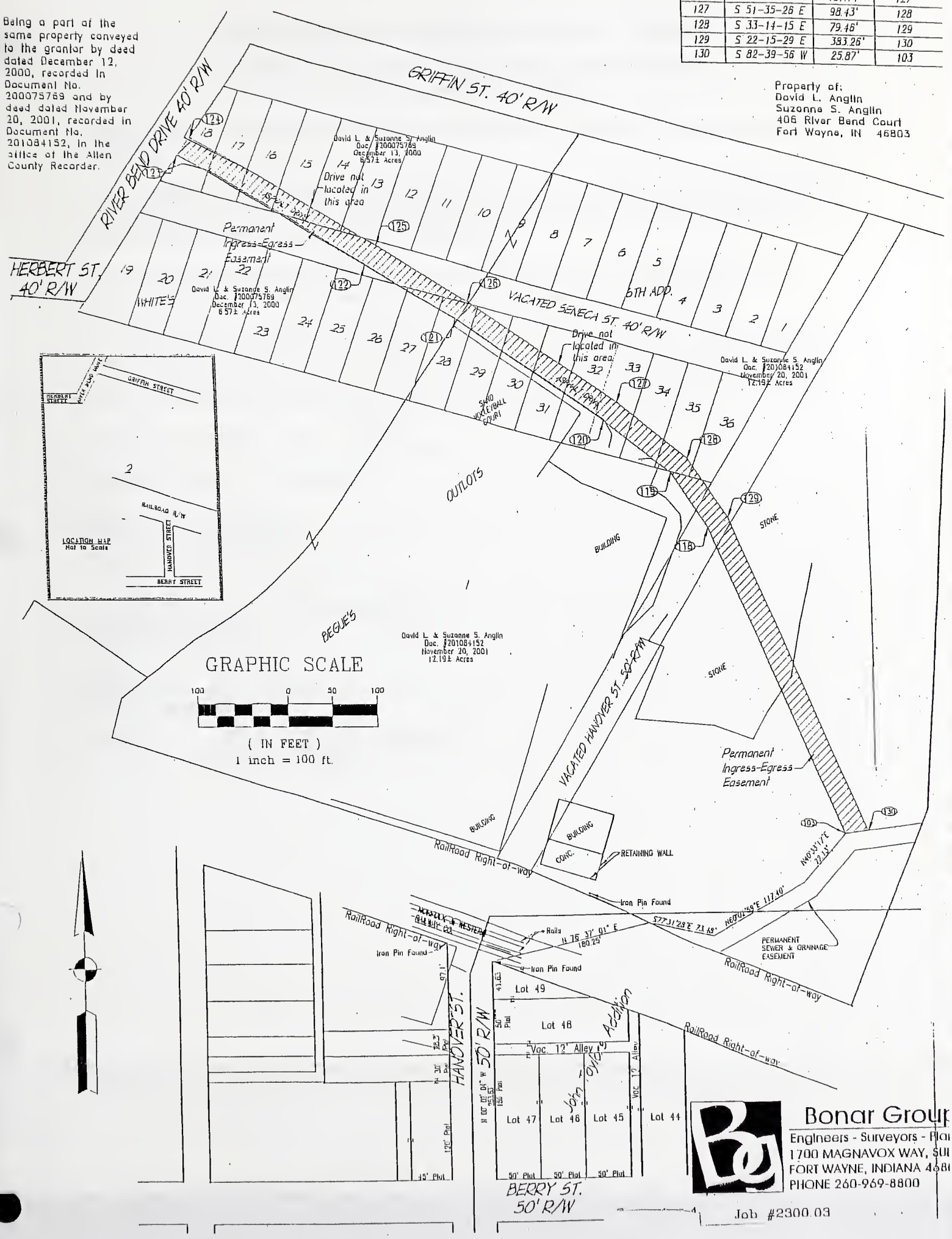
The reference meridian for the bearings on this document was on assumed North.

No monuments for this parcel were found.

PERMANENT INGRESS-EGRESS EASEMENT			
Point #	Bearing	Distance	To point #
103	N 22-15-29 W	374.19'	118
118	N 33-14-15 W	73.015'	119
119	N 51-35-26 W	93.64'	120
120	N 55-02-52 W	196.23'	121
121	N 58-24-01 W	115.51'	122
122	N 59-39-03 W	237.37'	123
123	N 33-58-50 E	25.05'	124
124	S 59-39-03 E	236.07'	125
125	S 58-24-01 E	116.51'	126
126	S 55-02-52 E	197.71'	127
127	S 51-35-26 E	98.43'	128
128	S 33-14-15 E	79.46'	129
129	S 22-15-29 E	383.26'	130
130	S 82-39-56 W	25.87'	103

Being a part of the same property conveyed to the grantor by deed dated December 12, 2000, recorded in Document No. 200075789 and by deed dated November 20, 2001, recorded in Document No. 201084152, in the office of the Allen County Recorder.

Property of:
David L. Anglin
Suzanne S. Anglin
406 River Bend Court
Fort Wayne, IN 46803



Bonar Group
Engineers - Surveyors - Plan
1700 MAGNAVOX WAY, SUI
FORT WAYNE, INDIANA 468
PHONE 260-969-8800

Job #2300.03

94

IMPROVEMENT RESOLUTION NO. 7059-05

LAKE AVENUE: INWOOD DRIVE TO REED ROAD
WORK ORDER NO. 11880

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: LAKE AVENUE: 600' WEST OF INWOOD (SOUTH) TO REED ROAD BY RESURFACING, STRIPING, DRAINAGE, CONSTRUCTION OF CONCRETES CURBS, AND STREET WIDENING.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 29th day of June, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

94

ESTIMATE OF QUANTITIES

PROJECT: LAKE AVE. Inwood to Reed Rd. **RES. NO.: 7059-05**

BID DATE: 7/20/05

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	CLEARING and GRUBBING	1	LS	$8,000.00	$8,000.00
2.	REMOVAL of CONCRETE	55	SY	$1.25	$68.75
3.	REMOVAL of CURB	982	LF	$2.75	$2,700.50
4.	REMOVAL of (STREET LIGHT) POLE, MAST and FIXTURE	4	EA	$200.00	$800.00
5.	REMOVAL of STREET LIGHT FOUNDATION (CONCRETE)	3	EA	$200.00	$600.00
6.	REMOVAL of STREET LIGHT FOUNDATION (INSTANT FOUNDATION and RETURN to OPERATIONS)	1	EA	$50.00	$50.00
7.	COMMON EXCAVATION	469	CY	$12.00	$5,628.00
8.	SURFACE MILLING	12,828	SY	$1.15	$14,752.20
9.	CONCRETE CURB , TYPE III	1,350	LF	$12.50	$16,875.00
10.	CEMENT CONCRETE PAVEMENT DRIVEWAY 6 "	32	SY	$35.00	$1,120.00
11.	BITUMINOUS SURFACE # II H.A.C. MV	725	TONS	$44.00	$31,900.00
12.	BITUMINOUS BINDER, #8 or #9 H.A.C. MV	1,450	TONS	$39.00	$56,550.00
13.	BITUMINOUS BASE # 5D H.A.C. MV	504	TONS	$35.00	$17,640.00
14.	BITUMINOUS MIXTURE for APPROACH	65	TONS	$50.00	$3,250.00
15.	BITUMINOUS MIXTURE for PATCHING (Sewer Trench)	20	TONS	$45.00	$900.00
16.	BITUMINOUS MATERIAL for TACK COAT	5	TONS	$180.00	$900.00
17	WATER VALVES ADJUSTED to GRADE	6	EA	$45.00	$270.00
18	WATER VALVES FURNISH and ADJUSTED to GRADE (UNDISTRIBUTED QUANTITY)	2	LF	$105.00	$210.00
19	CASTING ADJUSTED to GRADE	13	EA	$175.00	$2,275.00
20	CASTING FURNISH and ADJUSTED to GRADE (TYPE " A " UNDISTRIBUTED QUANTITY)	2	EA	$350.00	$700.00
21	PIPE : RCP,CLASS , IV 12" (INCLUDING # 53 AGGREGATE BACKFILL)	95	LF	$30.00	$2,850.00
22	PIPE: RCP, CLASS, IV 15" (INCLUDING # 53 AGGREGATE BACKFILL)	100	LF	$37.00	$3,700.00
23	INLET : TYPE IV - E	5	EA	$1,700.00	$8,500.00
24	MANHOLE , TYPE I - A w / pourded in place base	1	EA	$2,200.00	$2,200.00
25	TYPE, " O " COMPACTED AGGREGATE FOR SURFACE STONE SHOULDER	128	TONS	$14.00	$1,792.00
26	BACKFILL BEHIND CURBS	100	TONS	$10.00	$1,000.00
27	MAILBOX ASSEMBLY SINGLE	2	EA	$150.00	$300.00
28	TOPSOIL	50	TONS	$12.00	$600.00
29	MULCHED SEEDING	450	SY	$1.25	$562.50
30	UNDERDRAIN , 6 " perforated plastis TYPE "K "	527	LF	$8.00	$4,216.00
31	AGGREGATE for UNDERDRAIN # 8 STONE	46	CY	$25.00	$1,150.00
32	LIGHTING FOUNDATION , CONCRETE , with GROUNDING 24 " x 24" x 6 '	4	EA	$200.00	$800.00
33	INSTALL ALUMINUM POLE (30' and or 40')	4	EA	$100.00	$400.00

ESTIMATE OF QUANTITIES

PROJECT: LAKE AVE. Inwood to Reed Rd. **RES. NO.: 7059-05**

BID DATE: 7/20/05

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
34	INSTALL MAST ARM (8')	4	EA	$50.00	$200.00
35	INSTALL LUMINAIRE (250 and or 400 W)	4	EA	$50.00	$200.00
36	WIRE : COPPER 3c/ 6 with ground (CABLE - DUCT) (RED , BLACK , WHITE , w/ GREEN) IN TRENCH or CONDUIT	700	LF	$3.75	$2,625.00
37	2" STEEL CONDUIT , PUSH or BORED	100	LF	$10.00	$1,000.00
38	TRENCHING , (for street light) BACKFILL and TAMPED	540	LF	$4.75	$2,565.00
39	SIGNAL DETECTOR HOUSING ADJUSTED to GRADE	1	EA	$150.00	$150.00
40	SAW CUT for ROADWAY LOOP and SEALER	90	LF	$10.00	$900.00
41	SIGNAL CABLE , ROADWAY LOOP , 2C / 16 GA (SHIELDED)(UNDISTRIBUTED QUANTITY)	220	LF	$1.25	$275.00
42	SIGNAL CABLE , ROADWAY LOOP , 1C / 14 GA	150	LF	$0.50	$75.00
43	THERMOPLASTIC, WHITE 4 " SOLID LANE LINE	430	LF	$0.95	$408.50
44	THERMOPLASTIC, WHITE 4 " BROKEN LANE LINE	830	LF	$0.95	$788.50
45	THERMOPLASTIS , YELLOW 4 " SOLID LANE LINE	2,480	LF	$0.95	$2,356.00
46	THERMOPLASTIS , YELLOW 4 " BROKEN LANE LINE	240	LF	$1.10	$264.00
47	THERMOPLASTIC SOLID YELLOW 8 " GORE	910	LF	$1.75	$1,592.50
48	THERMOPLASTIC SOLID YELLOW 12 " GORE	220	LF	$1.75	$385.00
49	THERMOPLASTIC WHITE 24 " STOP BAR LINE	25	LF	$2.50	$62.50
50	THERMOPLASTIC WHITE , RIGHT ARROW	4	EA	$90.00	$360.00
51	THERMOPLASTIS WHITE , LEFT ARROW	4	EA	$90.00	$360.00
52	THERMOPLASTIS WHITE , WORD (ONLY)	4	LF	$90.00	$360.00
53	TEMPORARY PAVEMENT MARKING, TYPE I WHITE 4 "	930	LF	$0.85	$790.50
54	TEMPORARY PAVEMENT MARKING, TYPE I YELLOW 4 "	465	LF	$0.85	$395.25
55	TEMPORARY PAVEMENT MARKING, TYPE II WHITE 4 "	930	LF	$0.75	$697.50
56	TEMPORARY PAVEMENT MARKING, TYPE II YELLOW 4 "	465	LF	$0.75	$348.75
57	TEMPORARY PAVEMENT MARKING, BROKEN and SOLID PAINT 4 " WHITE	930	LF	$0.65	$604.50
58	TEMPORARY PAVEMENT MARKING, BROKEN and SOLID PAINT 4 " YELLOW	465	LF	$0.65	$302.25
59	STANDARD BARRICADE , TYPE III	3	EA	$75.00	$225.00
60	CONSTRUCTION SIGN , TYPE A	16	EA	$85.00	$1,360.00
61	CONSTRUCTION ENGINEERING	1	LS	$5,000.00	$5,000.00
62	MAINTENANCE of TRAFFIC	1	LS	$9,500.00	$9,500.00
63	MOBILIZATION and DEMOBILIZATION	1	LS	$11,800.00	$11,800.00

SUB-TOTAL:	$239,210.70
E&I @16%	34,482.76
TOTAL:	**$273,693.46**

A RESOLUTION declaring the intent to sell real estate owned by the City of Fort Wayne.

#92-7-6-05-1

WHEREAS, The City of Fort Wayne Board of Public Works is listed as the owner of following property:

West .74 Acres of Lot 5 Begue Out Lots, Key Number 91-2145-5009, and Lots 18-22 and space North J.H. Veseys 1st Addition, Key Number 91-4158-5018, in the City of Fort Wayne, Allen County, Indiana.

WHEREAS, The Board of Public Works has determined that the City of Fort Wayne has no present use for the Eastern portion of this property, and that future use by the City is unlikely.

WHEREAS, As a condition of sale the Board of Public Works has determined that all costs associated with the sale shall be borne by the buyer including the cost of the appraisal, survey, title insurance, deed preparation, newspaper publication and recording of documents.

NOW, THEREFORE, the Board of Public Works of the City of Fort Wayne, Indiana, hereby resolves to declare an intent to sell part of the above-named property, following all applicable state statutes.

Signed this 6th day of July, 2005.

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

BY: _____
Regina A. Kostoff, Chair

BY: _____
John Suarez, Member

BY: _____
Ryan P. Chasey, Member

Attest By:

_____
Marilyn Huth, Clerk

11
12

Legend
- Address Points
- County
- Interstate
- Municipal
- Private
- State
- US Highway
- Claim Line
- County Line
- Geog Twp Line
- Indian Line
- Lot Line
- Parcel Line
- Pol Corp Line
- Pol Twp Line
- Railroad Centerline
- Railroad ROW
- Road Centerline
- Road ROW
- Section Line
- State Line
- Sub Line 100
- Sub Line 400
- Water Line

Allen County, Indiana

©2004 Board of Commissioners of the County of Allen

North American Datum
State Plane Coordinate System, Indiana East
Photos: Spring 2003 / Contours 1999

Although strict accuracy standards have been employed in the compilation of this map, Allen County does not warrant or guarantee the accuracy of the information contained herein and disclaims any and all liability resulting from any error or omission in this map.

****** REAL PROPERTY MASTER FILE CHANGE 2005 PAY 2006 ******

KEY NUMBER: 02-12-01-255-001.500-174 / 91-4158-5018

OWNER NAME/ADDRESS
FORT WAYNE CITY OF
BOARD OF PUBLIC WORKS
200 E MAIN ST
FORT WAYNE, IN 46802 1804

LEGAL DESCRIPTION
J H VESEYS 1ST ADD LOTS 18 TO 22 & SPC ON N

PROP ADD HOUSE #: 01100 DIR:
STREET : HERBERT ST (BLK OF)
ZIP CODE: 46803
DEED: REF#: TRNDAT: 00000000
ACTIVITY DATES: 07012005 10082004
R LAND: 000000000 HOMESTEAD YR = 0000
NR LAND: 000000000 HOME FLAG: N - 00000
TL LAND: 000000000 ACRES: 0.00
R IMPV: 000000000 USE CODE: 640
NR IMPV: 000000000
TL IMPV: 000000000

DRAIN INFORMATION

	NUMBER	ACRES	AMOUNT
01	0000000	0.00	0.00
02	0000000	0.00	0.00
03	0000000	0.00	0.00
04	0000000	0.00	0.00
05	0000000	0.00	0.00
06	0000000	0.00	0.00
07	0000000	0.00	0.00
08	0000000	0.00	0.00

XMPT	CTL#	BK#	PG1	PG2
000000000	00000	000	00	000
000000000			0	
000000000	RECONSTRUCTION INFO			
000000000			0.00	
			0.00	

12

****** REAL PROPERTY MASTER FILE CHANGE 2005 PAY 2006 ******

KEY NUMBER: 02-12-01-185-001.500-174 / 91-0062-5001

OWNER NAME/ADDRESS
FORT WAYNE CITY OF
BOARD OF PUBLIC WORKS
E MAIN ST
FORT WAYNE, IN 46802 1804

LEGAL DESCRIPTION
SPACE BETWEEN RR & RIVER E OF
HARMAR INCL VAL FOR
91-2145-5009

PROP ADD HOUSE #: 00700 DIR:
STREET : HANOVER ST (BLK OF)
ZIP CODE: 46803
DEED: REF#: TRNDAT: 00000000
ACTIVITY DATES: 10082004 06152004
R LAND: 000000000 HOMESTEAD YR = 0000
NR LAND: 000000000 HOME FLAG: N - 00000
TL LAND: 000000000 ACRES: 0.00
R IMPV: 000000000 USE CODE: 640
NR IMPV: 000000000
TL IMPV: 000000000

DRAIN INFORMATION

	NUMBER	ACRES	AMOUNT
01	0000000	0.00	0.00
02	0000000	0.00	0.00
03	0000000	0.00	0.00
04	0000000	0.00	0.00
05	0000000	0.00	0.00
06	0000000	0.00	0.00
07	0000000	0.00	0.00
08	0000000	0.00	0.00

XMPT	CTL#	BK#	PG1	PG2
000000000	00000	00000	000	000
000000000			0	
000000000	RECONSTRUCTION INFO			
000000000			0.00	
			0.00	

12

****** REAL PROPERTY MASTER FILE CHANGE 2005 PAY 2006 ******

KEY NUMBER: 02-12-01-256-001.500-174 / 91-2145-5009

OWNER NAME/ADDRESS
FORT WAYNE CITY OF
BOARD OF PUBLIC WORKS
E MAIN ST
FORT WAYNE, IN 46802 1804

LEGAL DESCRIPTION
BEQUE OUT LOTS
W .74 A OF LOT 5
VAL INCL ON 91-0062-5001

PROP ADD HOUSE #: 00400 DIR:
STREET : BLK COOMBS ST
ZIP CODE: 46803
DEED: REF#: TRNDAT: 00000000
ACTIVITY DATES: 10082004 06152004
R LAND: 000000000 HOMESTEAD YR = 0000
NR LAND: 000000000 HOME FLAG: N - 00000
TL LAND: 000000000 ACRES: 0.00
R IMPV: 000000000 USE CODE: 640
NR IMPV: 000000000
TL IMPV: 000000000

DRAIN INFORMATION

	NUMBER	ACRES	AMOUNT
01	0000000	0.00	0.00
02	0000000	0.00	0.00
03	0000000	0.00	0.00
04	0000000	0.00	0.00
05	0000000	0.00	0.00
06	0000000	0.00	0.00
07	0000000	0.00	0.00
08	0000000	0.00	0.00

XMPT	CTL#	BK#	PG1	PG2
000000000	00000	00000	000	000
000000000			0	
000000000	RECONSTRUCTION INFO			
000000000			0.00	
			0.00	

12

WPCP CENTRIFUGE UPGRADE PROJECT
RESOLUTION NO. 1742-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of improvements to the centrifuge system at the Water Pollution Control Plant including pump controls, mixing system, and ventilation.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "WPCP IMPROVEMENTS CENTRIFUGE UPGRADE PROJECT" prepared by Donohue & Associates for the City of Fort Wayne.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $330,000.

12

APPROVED THIS 6th DAY OF July, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: _____
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

A RESOLUTION declaring the intent to sell real estate owned by the City of Fort Wayne.

#92-7-6-05-1

WHEREAS, The City of Fort Wayne Board of Public Works is listed as the owner of following property:

West .74 Acres of Lot 5 Begue Out Lots, Key Number 91-2145-5009, and Lots 18-22 and space North J.H. Veseys 1st Addition, Key Number 91-4158-5018, in the City of Fort Wayne, Allen County, Indiana.

WHEREAS, The Board of Public Works has determined that the City of Fort Wayne has no present use for the Eastern portion of this property, and that future use by the City is unlikely.

WHEREAS, As a condition of sale the Board of Public Works has determined that all costs associated with the sale shall be borne by the buyer including the cost of the appraisal, survey, title insurance, deed preparation, newspaper publication and recording of documents.

NOW, THEREFORE, the Board of Public Works of the City of Fort Wayne, Indiana, hereby resolves to declare an intent to sell part of the above-named property, following all applicable state statutes.

Signed this 6th day of July, 2005.

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: _____
Ryan P. Chasey, Member

Attest By:
Marilyn Huth
Marilyn Huth, Clerk

Legend
- Address Points
- County
- Interstate
- Municipal
- Private
- State
- US Highway
- Claim Line
- County Line
- Geog Twp Line
- Indian Line
- Lot Line
- Parcel Line
- Pol Corp Line
- Pol Twp Line
- Railroad Centerline
- Railroad ROW
- Road Centerline
- Road ROW
- Section Line
- State Line
- Sub Line 100
- Sub Line 400
- Water Line

N
W E
S

0 50 100 Feet

Allen County, Indiana

©2004 Board of Commissioners of the County of Allen
North American Datum
State Plane Coordinate System, Indiana East
Photos: Spring 2003 / Contours 1999

Although strict accuracy standards have been employed in the compilation of this map, Allen County does not warrant or guarantee the accuracy of the information contained herein and disclaims any and all liability resulting from any error or omission in this map.

****** REAL PROPERTY MASTER FILE CHANGE 2005 PAY 2006 ******

KEY NUMBER: 02-12-01-255-001.500-174 / 91-4158-5018

OWNER NAME/ADDRESS
FORT WAYNE CITY OF
BOARD OF PUBLIC WORKS
[redacted] MAIN ST
FORT WAYNE, IN 46802 1804

LEGAL DESCRIPTION
J H VESEYS 1ST ADD LOTS 18 TO 22 & SPC ON N

PROP ADD HOUSE #: 01100 DIR:
STREET : HERBERT ST (BLK OF)
ZIP CODE: 46803
DEED: REF#: TRNDAT: 00000000
ACTIVITY DATES: 07012005 10082004
R LAND: 000000000 HOMESTEAD YR = 0000
NR LAND: 000000000 HOME FLAG: N - 00000
TL LAND: 000000000 ACRES: 0.00
R IMPV: 000000000 USE CODE: 640
NR IMPV: 000000000
TL IMPV: 000000000

DRAIN INFORMATION

	NUMBER	ACRES	AMOUNT
01	0000000	0.00	0.00
02	0000000	0.00	0.00
03	0000000	0.00	0.00
04	0000000	0.00	0.00
05	0000000	0.00	0.00
06	0000000	0.00	0.00
07	0000000	0.00	0.00
08	0000000	0.00	0.00

XMPT	CTL#	BK#	PG1	PG2
000000000	00000	000	00	000
000000000			0	
000000000	RECONSTRUCTION INFO			
000000000			0.00	
			0.00	

****** REAL PROPERTY MASTER FILE CHANGE 2005 PAY 2006 ******

KEY NUMBER: 02-12-01-185-001.500-174 / 91-0062-5001

OWNER NAME/ADDRESS
FORT WAYNE CITY OF
BOARD OF PUBLIC WORKS
[redacted] MAIN ST
FORT WAYNE, IN 46802 1804

LEGAL DESCRIPTION
SPACE BETWEEN RR & RIVER E OF
HARMAR INCL VAL FOR
91-2145-5009

PROP ADD HOUSE #: 00700 DIR:
STREET : HANOVER ST (BLK OF)
ZIP CODE: 46803
DEED: REF#: TRNDAT: 00000000
ACTIVITY DATES: 10082004 06152004

R LAND:	000000000	HOMESTEAD YR =	0000
NR LAND:	000000000	HOME FLAG: N -	00000
TL LAND:	000000000	ACRES:	0.00
R IMPV:	000000000	USE CODE:	640
NR IMPV:	000000000		
TL IMPV:	000000000		

DRAIN INFORMATION

	NUMBER	ACRES	AMOUNT
01	0000000	0.00	0.00
02	0000000	0.00	0.00
03	0000000	0.00	0.00
04	0000000	0.00	0.00
05	0000000	0.00	0.00
06	0000000	0.00	0.00
07	0000000	0.00	0.00
08	0000000	0.00	0.00

XMPT	CTL#	BK#	PG1	PG2
000000000	00000	00000	000	000
000000000			0	
000000000	RECONSTRUCTION INFO			
000000000			0.00	
			0.00	

8

9

****** REAL PROPERTY MASTER FILE CHANGE 2005 PAY 2006 ******

KEY NUMBER: 02-12-01-256-001.500-174 / 91-2145-5009

PROP ADD HOUSE #: 00400 DIR:
STREET : BLK COOMBS ST
ZIP CODE: 46803

OWNER NAME/ADDRESS
FORT WAYNE CITY OF
BOARD OF PUBLIC WORKS
E MAIN ST
FORT WAYNE, IN 46802 1804

DEED: REF#: TRNDAT: 00000000
ACTIVITY DATES: 10082004 06152004
R LAND: 000000000 HOMESTEAD YR = 0000
NR LAND: 000000000 HOME FLAG: N - 00000
TL LAND: 000000000 ACRES: 0.00
R IMPV: 000000000 USE CODE: 640
NR IMPV: 000000000
TL IMPV: 000000000

LEGAL DESCRIPTION
BEQUE OUT LOTS
W .74 A OF LOT 5
VAL INCL ON 91-0062-5001

DRAIN INFORMATION

	NUMBER	ACRES	AMOUNT
01	0000000	0.00	0.00
02	0000000	0.00	0.00
03	0000000	0.00	0.00
04	0000000	0.00	0.00
05	0000000	0.00	0.00
06	0000000	0.00	0.00
07	0000000	0.00	0.00
08	0000000	0.00	0.00

XMPT	CTL#	BK#	PG1	PG2
000000000	00000	00000	000	000
000000000			0	
000000000	RECONSTRUCTION INFO			
000000000			0.00	
			0.00	

8

9

AWARD: Resolution #92-6-15-05-01, 2005 Solid Waste Garbage Container Equipment Lease to Bank of America in the amount of $3,700,000.00

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

Date: July 13, 2005

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

8

9

2005 Solid Waste Garbage Containers

Principal Amount: $ 3,700,000

SEMI-ANNUAL PAYMENTS

	BID BOND INCL	INT RATE	RATE EXPIR	CARRYING CHARGES 7/29/05-01/15/06	# OF PYMTS	STATED SEMI-ANNUAL PAYMENT	CALCULATED TOTAL PAYMENTS	STATED TOTAL PAYMENTS	TOTAL PYMTS INCL CARYNG CHRGS	TOTAL COST OF FINANCING	
Banc of America	YES	3.200%	7/31/2005	$0.00	20	$217,618.52	$4,352,370.40	$4,352,370.40	$4,352,370.40	$652,370.40	FIXED-10 Yr US Treasury Obligations x .65 + 63 basis pts
Bank One	YES	3.200%	7/18/2005	$0.00	20	$217,580.38	$4,351,607.60	$4,351,607.60	$4,351,607.60	$651,607.60	FIXED through July 18 then based on Lessors cost of funds

Equipment:

Garbage Containers	80,000	3,668,000	
Contingency		32,000	
			$ 3,700,000.00

IMPROVEMENT RESOLUTION NO. 7048-05

COOK RD. PHASE 1
WORK ORDER NO. 11892

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: **Cook Rd. from Penn Central Railroad east approximately 1050 lineal feet, by spot replacement of concrete pavement, concrete drive approaches, drainage improvement, subsurface drainage and restoration.**

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

8
9

Adopted this 13th day of July, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: COOK ROAD - PHASE 1
DATE: 6/30/05
BID DATE: 8-3-05

RES. NO.: 7048-05
W.O. NO.: 11892

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	MOBILIZATION & DEMOBILIZATION	1	LS	6500.00	6500.00
2.	MAINTENANCE OF TRAFFIC	1	LS	5600.00	5600.00
3.	REMOVAL OF CURB	993	LFT	4.00	3972.00
4.	REMOVAL OF CONCRETE PAVEMENT	2999	SYS	10.00	29990.00
5.	TYPE O COMPACTED AGGREGATE FOR BASE, NO 53 OR NO 8	493	TON	12.00	5916.00
6.	CONCRETE FOR COMMERCIAL DRIVES (8")	225	SYS	35.00	7875.00
7.	CEMENT CONCRETE PAVEMENT, PLAIN, (9")	2657	SYS	36.50	96980.50
8.	ANCHOR BOLTS ("J" TYPE)	458	EA	7.00	3206.00
9.	CASTINGS ADJUSTED TO GRADE	5	EA	125.00	625.00
10.	BORROW (Behind curb)	150	TON	10.00	1500.00
11.	TOP SOIL	55	TON	15.00	825.00
12.	MULCHED SEEDING	557	SY	1.00	557.00
13.	INLET, TYPE I -C (INCLUDING 12" R.C.P. PIPE COMPLETE IN PLACE)	1	EA	1200.00	1200.00
14.	CONCRETE WINGWALK & RAMPS	28	SY	32.00	896.00
15.	CONCRETE CURB, TYPE II-A	1520	LFT	7.00	10640.00
16.	TYPE III BARRICADE	4	EA	100.00	400.00
17.	TYPE III BARRICADE WITH SIGN	4	EA	125.00	500.00
18.	UNDERDRAIN 6" PERFORATED PLASTIC, GROUP "K"	850	LFT	7.50	6375.00
19.	CONSTRUCTION SIGNS, TYPE A	4	EA	50.00	200.00
20.	FLASHING ARROW SIGN	90	DAYS	20.00	1800.00
21.					0.00

SUB-TOTAL: $ 185,557.50
E&I @16% $ 29,689.20

TOTAL: $ 215,246.70

Revised: 02-13-04

IMPROVEMENT RESOLUTION NO. 7061-05

MISCELLANEOUS CONSTRUCTION PACKAGE 4A-05
WORK ORDER NO. 11865

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: **EDENTON DRIVE FROM CRANDON LANE TO KENTON LANE, MAPLEWOOD DRIVE FROM WOHMA DRIVE TO +/- 250 L.F. TO WEST, AND THE INTERSECTION OF WAWONAISSA TRAIL AND OPECHEE WAY BY RECONSTRUCTING THE CONCRETE STREET, PLACEMENTS OF INTEGRAL CURBS, REPLACING AFFECTED DRIVE APPROACHES, STORM DRAINAGE IMPROVEMENTS, TREE FERTILIZATION, AND MULCH SEEDING AND RESTORATION.**

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

9

Adopted this 13th day of July, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT:MISC. CONSTRUCTION PKG. 4-A-05
DATE:7/7/2005
BID DATE: 8/3/05

RES. NO.: 7061-05
W.O. NO.:11865

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Pavement	4150	SY	6.00	24900.00
2.	Removal of Concrete	216	SY	6.00	1296.00
3.	Common Excavation (for drives)	50	CY	10.00	500.00
4.	Removal of Curb	160	LF	5.00	800.00
5.	Concrete Curb Type II-A	160	LF	9.00	1440.00
6.	Cement Concrete Pavement, Plain 6" Incl. Type 1-A Curb	4150	SY	23.00	95450.00
7.	Concrete Pavement for Residential Drive (6")	396	SY	28.00	11088.00
8.	Anchor Bolts	315	EA	7.00	2205.00
9.	Type "O" Comp. agg. For Base No. 53	925	TON	13.50	12487.50
10.	Bedcourse Material	75	TON	10.00	750.00
11.	Backfill Behind Curb	144	TON	6.00	864.00
12.	Mulched Seeding	1070	SY	1.50	1605.00
13.	Topsoil	115	TON	15.00	1725.00
14.	Fertilize Tree	13	EA	40.00	520.00
15.	Underdrain, 6" Plastic Perf. Group "K" includes No. 8 stone	1760	LF	8.00	14080.00
16.	Inlet, Type 1-C	2	EA	1200.00	2400.00
17.	Standard 48" Manhole Type 1-C	1	EA	1600.00	1600.00
18.	Pipe, RCP, Class IV, 12" (Include class B backfill)	24	LF	40.00	960.00
19.	Standard Barricade Type III-B	19	EA	65.00	1235.00
20.	Standard Barricade Type III-B W/Light and sign	2	EA	120.00	240.00
21.	Construction Sign Type A	17	EA	60.00	1020.00
22.	Maintenance of Traffic	1	LS	7100.00	7100.00
23.	Mobilization and Demobilization	1	LS	8900.00	8900.00

SUB-TOTAL:	193165.50
E&I @16%	30906.48
TOTAL:	**224071.98**

BID

CONTRACTOR: _____

PROJECT:MISC. CONSTRUCTION PKG. 4-A-05 RES. NO.: 7061-05

BID DATE: 8/3/05 W.O. NO.:11865

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Pavement	4150	SY		
2.	Removal of Concrete	216	SY		
3.	Common Excavation (for drives)	50	CY		
4.	Removal of Curb	160	LF		
5.	Concrete Curb Type II-A	160	LF		
6.	Cement Concrete Pavement, Plain 6" Incl. Type 1-A Curb	4150	SY		
7.	Concrete Pavement for Residential Drive (6")	396	SY		
8.	Anchor Bolts	315	EA		
9.	Type "O" Comp. agg. For Base No. 53	925	TON		
10.	Bedcourse Material	75	TON		
11.	Backfill Behind Curb	144	TON		
12.	Mulched Seeding	1070	SY		
13.	Topsoil	115	TON		
14.	Fertilize Tree	13	EA		
15.	Underdrain, 6" Plastic Perf. Group "K" includes No. 8 stone	1760	LF		
16.	Inlet, Type 1-C	2	EA		
17.	Standard 48" Manhole Type 1-C	1	EA		
18.	Pipe, RCP, Class IV, 12" (Include class B backfill)	24	LF		
19.	Standard Barricade Type III-B	19	EA		
20.	Standard Barricade Type III-B W/Light and sign	2	EA		
21.	Construction Sign Type A	17	EA		
22.	Maintenance of Traffic	1	LS		
23.	Mobilization and Demobilization	1	LS		

TOTAL: _____

Note: Contractor will be paid on measured quanities only at unit price bid.
All work must be completed by : 31 October 2005
Any form of correction within the area of unit prices, extensions, or total on this bid must be initialed by the bidder and will be noted at the time of opening.

_____
Contractors Signature

INDIAN VILLAGE PHASE 3 –
WATER MAIN REPLACEMENT
RESOLUTION NO. 1673-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of approximately 2,050 LF of 6-inch and 6,275 LF of 8-inch HDPE water main, 15 fire hydrants, 22 valves, 133 services, and all other appurtenances and work as necessary for the water main replacement project.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "INDIAN VILLAGE PHASE 3 – WATER MAIN REPLACEMENT"

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Bond).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will not be acquiring any property with this project.

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $930,000.

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 13th DAY OF July, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

SHAWNEE/WILDWOOD SEWER SEPARATION PROJECT
RESOLUTION NO. 1761-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

> Orders the Installation of approximately 900 L.F. of storm sewers (12-inch to 30-inch diameter), 3 backflow preventers to prevent sewer basement backups in the area, a new manhole in the existing 72-inch brick combined sewer at Hoagland and Wildwood Avenues, and all other appurtenances and work necessary for the storm sewer separation.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled "Shawnee/Wildwood Sewer Separation".

Declares the cost of the said improvements shall be paid by the funds from the WPC Utility Revenue.

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there no costs associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $450,000.00

Declares this project will not change fees currently paid by property owners in project area.

APPROVED THIS 20th DAY OF July, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

HIGH RESISTANCE GROUND & POWER MONITORING SYSTEM
RESOLUTION NO 1686-2004.

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Involves the installation of a high resistance ground system that will provide protection of life, as well as, electrical equipment, circuits and systems. The power monitoring shall be installed to provide power parameter trending to determine how long grounds occurred and enable for future remote annunciation to operator's PC.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, Three Rivers Filtration High Resistance Ground & Power Monitoring

Declares the cost of the said improvements shall be paid by the funds from the property owners (Barrett Law) and the Fort Wayne Water Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $78,000.

APPROVED THIS 20th DAY OF July, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

A RESOLUTION OF THE BOARD OF STORMWATER MANAGEMENT OF THE CITY OF FORT WAYNE, INDIANA, CONTINUING REMONSTRANCE AS DETAILED IN RESOLUTION 92-6-29-05-1, CONCERNING THE APPROPRIATION AND CONDEMNATION OF REAL PROPERTY IN SUPPORT OF CONSTRUCTION OF THE IIT-HANOVER STREET STORM SEWER IMPROVEMENTS PROJECT

RESOLUTION NO. 92-7-20-05-1

WHEREAS, pursuant to IC 8-1.5-5-17(a), the Board of Stormwater Management ("Board") of the City of Fort Wayne, Indiana ("City") entered into Resolution Number 92-6-29-05-1 on the 29th of June, 2005, which resolution provided for the condemnation of one (1) property in support of the IIT-Hanover Street Storm Sewer Improvements Project ("Project"); and

WHEREAS, in the interest of further exchange of information and possible resolution of this dispute it is desirable to continue the remonstrance hearing heretofore set for July 20, 2005; and

WHEREAS, the affected property owner has been contacted concerning the continuance of the previously scheduled remonstrance hearing from July 20, 2005, to August 24, 2005, and has no objection to said continuance.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, AS FOLLOWS:

1. The Board continues remonstrance set for July 20, 2005, to August 24, 2005, at 10:00 a.m. in the Omni Room (Room 250) of the City-County Building (One East Main Street, Fort Wayne, Indiana) as the date, time, and place at which the Board shall hear all persons interested in the proceedings and all persons filing written remonstrances with regard to the assessment of damages.

2. That at the hearing set herein for remonstrance, the Board shall hear all persons interested in the proceedings and all persons filing written remonstrance and shall take final action to confirm or modify the assessment of damages.

3. That this notice is faxed and mailed to the interested property owner, David and Suzanne Anglin.

This resolution shall be in full force and effect from and after its adoption by the Board of Stormwater Management of the City of Fort Wayne, Indiana.

Adopted this 20th day of July, 2005.

BOARD OF STORMWATER MANAGEMENT
CITY OF FORT WAYNE, INDIANA

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk to the Board

1
2

EMERGENCY RESOLUTION (NO. 1752-2005)

ESSEX WIRE – NORTHWEST 6-INCH WATER MAIN REPLACEMENT

WHEREAS, a public 6" water main has broken under building #8 on the Essex Group building site;

WHEREAS, said main break could not reasonably be foreseen and requires immediate action, and;

WHEREAS, repair of the 6" water main is beyond the capability of the Water Maintenance & Service Department to perform, and;

WHEREAS, at least three (3) contractors shall be invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs shall exceed Twenty Five Thousand Dollars and Zero Cents, ($25,000.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for said water repair and orders the Purchasing Department to issue an **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIR.**

APPROVED this 27th day of July ,2005.

BOARD OF PUBLIC WORKS

By _____
Gina Kostoff, Chair

By _____
John Suarez, Member

By _____
Ryan Chasey, Member

ATTEST: _____
Marilyn Huth, Clerk

2

WPCP DECHLORINATION FACILITIES
RESOLUTION NO. 1732-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of dechlorination facilities and outfall sewer at the Water Pollution Control Plant including wastewater treatment facility building, sitework, process piping and equipment.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "WPCP IMPROVEMENTS DECHLORINATION FACILITIES" prepared by Donohue & Associates for the City of Fort Wayne.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $2,400,000.

APPROVED THIS 27th DAY OF July, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

3

IMPROVEMENT RESOLUTION NO. 7060-05

HOEVELWOOD ASSOC. MISC. REPAIRS
WORK ORDER NO. 11910

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: CONCRETE DRIVE APPROACHES, SIDEWALKS, CURBS, SEED AND MULCH RESTORATION FOR 2615, 2625, 2705 PALISADE DRIVE.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 27th day of July, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: HOEVELWOOD ASSOC. MISC. REPAIRS RES. NO.: 7060-05

DATE: JULY 6, 2005 W.O. NO.: 11910

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Curb	290	LF	6.00	1740.00
2.	Removal of Concrete	215	SY	6.00	1290.00
3.	Concrete Sidewalk (4")	135	SY	22.00	2970.00
4.	Concrete Curb Type I-B	290	LF	11.00	3190.00
5.	Concrete Pavement for Residential Drive (6")	80	SY	26.00	2080.00
6.	Asphalt / Concrete Pavement Patching	40	SY	50.00	2000.00
7.	Anchor Bolts	4	EA	8.00	32.00
8.	Water Valves (Curb-Box) Adjusted to Grade	1	EA	45.00	45.00
9.	Tree Fertlization	4	EA	75.00	300.00
10.	Top Soil	17	TON	15.50	263.50
11.	Mulched Seeding,	170	SY	2.00	340.00
12.	Backfill Behind Curb (Borrow)	17	TON	6.00	102.00
13.	Bed Course Material	60	TON	10.00	600.00
14.	Type "O" Compacted Aggregate for Base, No.53	18	TON	16.00	288.00
15.	Standard Barricade, Type II Type C Const. Warning Light, Or Barrels	12	EA	30.00	360.00
16.	Construction Signs, Type A	2	EA	81.00	162.00
17.	Maintenance of Traffic	1	LS	628.00	628.00
18.	Mobilization / Demobilization	1	LS	816.00	816.00

SUB-TOTAL:	17206.50
E&I @16%	2753.04
TOTAL:	**$19,959.54**

26

IMPROVEMENT RESOLUTION NO. 7062-05

CLINTON STREET LANE REDUCTION: SUPERIOR STREET TO FREIMANN PARK DRIVE

WORK ORDER NO. 11872

4

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve:

CLINTON STREET EAST SIDEWALK FROM SUPERIOR STREET TO FREIMANN PARK DRIVE APPROACH BY REMOVING EXISTING EAST TRAFFIC LANE STREET PAVEMENT AND WALK; CONSTRUCTING CONCRETE CURB FACED SIDEWALK WITH TREE PLANTERS, BRICK PAVER BORDER AND PRECAST CONCRETE BOLLARDS; CONSTRUCTING CURB RAMPS; MARKING PAVEMENT AND PROVIDING OTHER RELATED ROADWAY WORK.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 27th day of July, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

23

3500 BUTLER ROAD SANITARY SEWER PETITION PROJECT
RESOLUTION NO. 1713-2004
Work Order #74933

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of 280 LF of 8" sanitary sewer with appurtenances to serve 2 properties in the 3500 block of Butler Road in northwest Fort Wayne.

Said improvements with all their appurtenances shall be bid and constructed in accordance with the plans and specifications titled, "3500 Butler Road Sanitary Sewer Petition Project."

Declares the cost of the said improvements shall be paid by the funds from the property owners (Barrett Law) and the Fort Wayne Sanitary Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares that the improvement will be constructed entirely within the existing city-owned right-of-way.

States there are no costs associated with the purchase of any land for this project.

Declares the engineer's estimate of the project's total construction cost is $20,000.

Declares the maximum fee to be collected from the affected property owners are those shown on the Attachment "A".

APPROVED THIS 3rd **DAY OF** August, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

Marilyn Huth

Marilyn Huth, Clerk

26

27

EXHIBIT A Cost Allocation Spreadsheet

08/01/05

Sanitary Sewer Petition Project Location: 3500 Butler Road Sanitary Sewer Extension - WO# 74933

Parcel	Property Owner	Legal Description	Property Address	ERUs	Area Connection Fee	Total Area Connection Fee Assessment	No. of Taps	No. of Units	Unit Cost	P.O. Cost	City Utilities Cost	Total Property Cost	Comments
A	Donna Jones	Pierce Park E 70 Ft Lots 5 & 6	3521 Butler Road	1	$555.00	$555.00	1	1	$6,000.00	$6,000.00	$4,000.00	$10,000.00	
B	Ralph & Alice Jones	Pierce Park Lots 5 & 6 Ex E 70 Ft	3527 Butler Road	1	$555.00	$555.00	1	1	$6,000.00	$6,000.00	$4,000.00	$10,000.00	
			sub-totals	2		$1,110.00	2	2		$12,000.00	$8,000.00	$20,000.00	

26

FELICIAN STREET (FLEETWOOD TO BIRCHWOOD)

SANITARY / STORM SEWER SEPARATION PROJECT

RESOLUTION NO. 1739-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the Installation of approximately 320 L.F. of 15-inch PVC and 314 L.F. of 12-inch PVC storm sewers, 4 curb inlets, a backflow preventer, and all other appurtenances and work necessary for the storm sewer extension.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled "Felician Street (Fleetwood to Birchwood) Storm Sewer Extension".

Declares the cost of the said improvements shall be paid by the funds from the WPC Utility Revenue.

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there no costs associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $160,000.00

Declares this project will not change fees currently paid by property owners in project area.

APPROVED THIS 3rd DAY OF August, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey , Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

24
-3

IMPROVEMENT RESOLUTION NO. 7063-05

BROOKLYN AVENUE AND NUTTMAN AVENUE
WORK ORDER NO. 11889

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: THE SOUTHWEST CORNER OF THE INTERSECTION BY INCREASING THE RADIUS, ADDING NEW CURBRAMPS AND SIDEWALK, SEED MULCH AND RESTORATION.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 3rd day of August, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Brooklyn Ave. & Nuttman ave. S.W. Cor. Rad. Reconstruct
DATE:8/1/2005
BID DATE:8/10/2005

RES. NO.:7063-05
W.O. NO.: 11889

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Curb	51	LF	5.00	255.00
2.	Removal of Concrete	49	SY	7.00	343.00
3.	Concrete Wingwalk and Curb Ramps	16	SY	45.00	720.00
4.	Concrete Curbface Walk	35	SY	33.00	1155.00
5.	Concrete Sidewalk (4")	6	SY	26.00	156.00
6.	Concrete Curb Type III	5	LF	15.00	75.00
7.	Concrete Curb Type I-B	5	LF	15.00	75.00
8.	Bedcourse Material	10	TON	15.00	150.00
9.	Asph/Conc. Pavement Patching	40	SY	45.00	1800.00
10.	Backfill Behind Curb	1	TON	6.00	6.00
11.	Mulch Seeding	42	SY	1.50	63.00
12.	Topsoil	4	TON	18.00	72.00
13.	Standard Barricade Type II-A	6	EA	33.00	198.00
14.	Standard Barricade Type III	2	EA	120.00	240.00
15.	Construction Sign Type "A"	3	EA	70.00	210.00
16.	Maintenance of Traffic	1	LS	220.00	220.00
17.	Mobilization / Demobilization	1	LS	280.00	280.00

SUB-TOTAL:	6018.00
E&I @16%	962.88
TOTAL:	**6980.88**

RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Establish the
The Deer Track Area Sanitary Sewer Area Connection Fee
Resolution No. 92-8-3-05-1

WHEREAS, on the 26th day of February, 2003, the Board of Public Works (Board) approved Resolution No. 90-64-20 authorizes the establishment of cumulative funds to hold area connection fees collected for the purpose of defraying costs for planning, engineering, financing and construction of sanitary sewer related projects within specific service areas;

WHEREAS, studies indicate that the initial cost of sanitary sewer planning, engineering and construction projects in the Deer Track Area is approximately $500,000;

WHEREAS, the Board finds that all new customers to the area of Deer Track should be assessed a portion of the costs necessary to fund the required improvements to the system; and

WHEREAS, the Board defined the Equivalent Residential Unit (ERU) by a Board Resolution adopted September 5, 2001 and as subsequently amended on April 9, 2003 as an acceptable unit of measure for determining Area Connection Fees for real estate to be serviced by the City.

NOW THEREFORE BE IT RESOLVED, that the Board adopts the ERU based Area Connection Fees as set forth below for all real estate in the area generally located in the Deer Track Area that is to be served by the Deer Track sanitary sewer facilities. This shall be effective this date and until such time modified. Said fees shall be collected prior to connection to the facilities described herein.

The ERU fees are set forth below:

Deer Track Area	$5,000 per ERU

BE IT FURTHER RESOLVED, that such fees shall be placed in a respective and appropriate cumulative fund.

BE IT FURTHER RESOLVED, that the fees may be adjusted for inflation each year based on increases of the All Urban Consumer Price Index.

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional specific sanitary sewer charges and fees may be established by the Board to fund projects relating to sanitary sewer improvements within the area.

APPROVED THIS 3rd **day of** August**, 2005.**

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk of the Board

This document prepared by Thomas T. Nitza, Jr., P.E., Water Resources.

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Regina A. Kostoff, Ryan P. Chrzan, John Suarez

of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this 3rd day of August, 2005.

Michelle R. Hadley
Notary Public
Resident of Allen County

My Commission Expires:
MICHELLE RENEE HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires 11/26/2006

Michelle R. Hadley
Printed Name of Notary

27

RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Establish the
Deer Track Area Sanitary Sewer Capital Improvement Surcharge
Resolution No. 92-8-3-05-2

WHEREAS, in August of 2003, the Board of Public Works approved Resolution 90-261-13 authorizes the establishment of cumulative funds to hold specific sanitary sewer charges collected for the purpose of defraying costs for planning, engineering, financing and construction of sanitary sewer related projects within specific sewer service areas;

WHEREAS, studies indicate that the initial cost of sewer planning, engineering and construction projects in the Deer Track Area is approximately $500,000;

WHEREAS, the Board finds that all customers in the area served by Deer Track sanitary sewer facilities should be assessed a portion of the costs necessary to fund the required improvements to the system;

WHEREAS, the Board has defined and amended the Equivalent Residential Unit (ERU) as an acceptable unit of measure; and

WHEREAS, the Board desires to establish a capital improvement surcharge for customers in the area served by the Deer Track sanitary sewer facilities as a means to defray the costs of constructing the sewer facilities necessary to serve the Deer Track area.

NOW THEREFORE BE IT RESOLVED, effective this date and until such time modified, all sanitary sewer customers in the area served by the Deer Track sanitary sewer facilities shall be charged $47.95 per month for each ERU.

BE IT FURTHER RESOLVED, that such charges shall be placed in a cumulative fund.

BE IT FURTHER RESOLVED, that the following facilities are assigned to be 3.6 ERUs for use in determining the total amount of sewer billing:

Deer Track Golf Course
19030 Tonkel Road
Fort Wayne, IN 46706

Spectrum Engineering Corporation
5524 North County Line Road
Auburn, IN 46706

19

BE IT FURTHER RESOLVED, that the capital improvement surcharge may be adjusted for inflation based on increases of the All Urban Consumer Price Index.

20

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional

21

specific sanitary sewer charges and area connection fees may be established by the Board to fund projects relating to sanitary sewer improvements within the area.

APPROVED by the Board of Public Works on August 3, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk of the Board

This document prepared by Thomas T. Nitza, Jr., P.E., Water Resources.

19
20
21
22

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Regina Kostoff, Ryan Cheney, John Suarez of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this 3rd day of August 2005.

Michelle R. Hadley
Notary Public
Resident of Allen County
Michelle R. Hadley
Printed Name of Notary

My Commission Expires:

MICHELLE RENEE HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires 11/26/2006

19
20
21
22

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: August 3, 2005

RE: SRF (STATE REVOLVING FUNDS) – WPCP HEADWORKS PROJECT

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of $155,062.84 to be paid from State Revolving Funds.

Draw #130	Fort Wayne Municipal Sewage Works	$ 13,326.00
Draw #131	CH2M Hill	76,096.00
Draw #132	Shook Heavy Environmental Group	65,641.00
	Total SRF Payments	**$155,063.00**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

August 10, 2005
Date

19
20
21
22

IMPROVEMENT RESOLUTION NO. 7064-05

PUBLIC SIDEWALK CURB RAMP PACKAGE B-2005
WORK ORDER NO. 11891

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: VARIOUS CURB RAMPS IN DISTRICTS 4, 5, & 6 BY CONSTRUCTING ADA RAMPS, CONCRETE SIDEWALKS, CONCRETE CURBS AND SEED MULCH RESTORATION FOR 53 INTERSECTIONS; AND 1202 EAST WAYNE, 3514, 3517, 3535, 3722, 3803, AND 3909 PLAZA DRIVE, 4136 WINTER STREET, 1918 AND 1926 RUDISELL, 3100 BLOCK BOWSER ST (WEST SIDE ONLY), AND 4301-4355 ANTHONY BLVD. (EAST SIDE CURBFACE ONLY) WITH SIDEWALKS AND DRIVE APPROACHES, AND MULCH SEED RESTORATION.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 10th day of August, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth, Clerk

19
20
21
22

ESTIMATE OF QUANTITIES

PROJECT: Public Sidewalk Curb Ramps PKG B - 2005

DATE: 8/4/05 RES. NO.: 7064-05

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Removal of Concrete / Includes Sidewalk, Wingwalk, Curbface & Pavement	4560	SY	6.00	27360.00
2.	Removal of Curb	2710	LF	5.00	13550.00
3.	Concrete Curb Type - III	990	LF	16.00	15840.00
4	Concrete Curb Type I-B or Type II-B	1250	LF	16.00	20000.00
5.	Concrete Curb Back of Sidewalk	300	LF	16.00	4800.00
6.	Concrete Wingwalk And Curb Ramps	2030	SY	40.00	81200.00
7.	Concrete Sidewalk (4")	1870	SY	25.00	46750.00
8.	Concrete Curbface Walk (6")	320	SY	28.00	8960.00
9.	Concrete Pavement for 8" Commercial Drives	210	SY	30.00	6300.00
10.	Concrete Pavement For Residential Drives (6")	80	SY	25.00	2000.00
11.	Cement Concrete Pavement Plain, 6" (Includes Type I - A Curb)	50	SY	28.00	1400.00
12.	Compacted aggregate for base "O" - #53	15	TON	15.00	225.00
13.	"J" Bolts	20	EA	10.00	200.00
14.	Adjust Casting To Grade	33	EA	150.00	4950.00
15.	Furnish and Adjust Casting Type " C "	16	EA	450.00	7200.00
16.	Remove & Replace With New Catch Basin Type I-C	22	EA	2000.00	44000.00
17.	Remove & Replace With New Inlet Type I-C	1	EA	1000.00	1000.00
18.	Water Valves Adjusted To Grade	8	EA	50.00	400.00
19.	V-LOC Socket System For Signs	1	EA	50.00	50.00
20.	Bed Course Material	490	TON	15.00	7350.00
21.	Top Soil	342	TON	15.00	5130.00
22.	Mulched Seeding	975	SY	2.00	1950.00
23.	Construction Signs Type "A"	36	EA	50.00	1800.00
24.	Fertilize Trees	25	EA	40.00	1000.00
25.	Flashing Arrow Board	10	DAYS	40.00	400.00
26.	Maintenance of Traffic	1	LS	15190.75	15190.75
27.	Mobilization and Demobilization	1	LS	12152.60	12152.60

SUB-TOTAL:	331158.35
E&I @16%	52985.34
TOTAL:	384143.69

20
21
22

UNION CHAPEL PHASE 4 – DIEBOLD TO I-69
WATER MAIN EXTENSION
RESOLUTION NO. 1743-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of approximately 2,165 LF of 16-inch water main, 5 fire hydrants, 3 valves, and all other appurtenances and work as necessary for the water main replacement project.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "UNION CHAPEL PHASE 4 – DIEBOLD TO I-69 -WATER MAIN EXTENSION"

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will not be acquiring any property with this project.

States there are no cost associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $160,000.

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 10th DAY OF August, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

20
21
22

WPCP PRIMARY CLARIFIERS AND OTHER PLANT UPGRADES
RESOLUTION NO. 1538-2002

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Orders the construction of wastewater treatment facility buildings and concrete structures including sitework, yard piping, structural, architectural, process piping and equipment, plumbing, heating, ventilation, air conditioning, electrical , instrumentation and control for a new primary treatment and disinfection facilities and improvements to the existing preliminary and secondary treatment facilities.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "WPCP PRIMARY CLARIFIERS AND OTHER PLANT UPGRADES" prepared by Donohue & Associates for the City of Fort Wayne.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $34,000,000.

APPROVED THIS 10th DAY OF August, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

21
22

RESOLUTION NO. 92-8-10-05-1

RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, REGARDING THE APPROVAL OF A FORM OF BOND ORDINANCE, RECOMMENDING ITS ADOPTION TO THE COMMON COUNCIL OF THE CITY, AUTHORIZING THE REIMBURSEMENT OF CERTAIN EXPENSES FROM BOND PROCEEDS, AND OTHER RELATED MATTERS

WHEREAS, the Board of Public Works (the "Board") of the City of Fort Wayne, Indiana (the "City") has determined that a need exists for the construction of certain improvements to the sewage works, as more particularly described at Exhibit A (the "Project"), and desires to proceed with the Project; and

WHEREAS, in order to pay for a portion of the cost of such improvements, the Board desires to recommend to the Common Council of the City (the "Common Council") to approve of the issuance of sewage works revenue bonds in an aggregate principal amount not to exceed Forty Million and 00/100 Dollars ($40,000,000.00) on parity with outstanding sewage works revenue bonds issued by the City in 1998 and 2002; and

WHEREAS, a proposed form of bond ordinance to finance a portion of the cost of such improvements has been duly considered by the Board and found satisfactory, a copy of which proposed bond ordinance is attached hereto as Exhibit A (the "Bond Ordinance"); and

WHEREAS, the Board desires to recommend the adoption of the proposed Bond Ordinance to the Common Council; and

WHEREAS, the plans, specifications and cost estimates for the Project have been prepared by consulting engineers for the City, and such plans, specifications and cost estimates have been heretofore filed with the Board; and

WHEREAS, certain preliminary costs in financing the Project, have been or will be incurred by or on behalf of the City prior to the issuance and delivery of the Bonds; and

WHEREAS, the City reasonably expects to reimburse such preliminary costs of the Project with proceeds of the Bonds; and

WHEREAS, Board desires to declare the official intent of the City, pursuant to Indiana Code 5-1-14-6(c) and §1.150-2 of the Treasury Regulations promulgated by the Internal Revenue Service (the "Treasury Regulations"), that said preliminary costs be reimbursed from the proceeds of the Bonds;

NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works of the City of Fort Wayne, Indiana, as follows:

1. The Board requests that the Common Council authorize the issuance of sewage works revenue bonds in an aggregate principal amount not to exceed Forty Million and 00/100 Dollars ($40,000,000.00) on the terms and conditions set forth in the Bond Ordinance, which Bond Ordinance is hereby approved in the form presented to the Board at this meeting.

2. The Board hereby ratifies action taken to file said Bond Ordinance with the City Clerk for presentation to the Common Council and directs the Clerk of the Board to present a copy of this Resolution to the City Clerk for presentation to the Common Council as soon as may be done.

3. The plans, specifications and cost estimates of the Project filed with the Board are hereby approved.

4. The Board hereby declares the official intent of the City, pursuant to I.C. 5-1-14-6(c) and §1.150-2 of the Treasury Regulations, that preliminary costs incurred by or on behalf of the City in financing the construction of the Project be reimbursed from the

proceeds of the Bonds, which, when issued, are expected not to exceed, in the aggregate, Forty Million and 00/100 Dollars ($40,000,000.00).

5. This resolution shall be in full force and effect from and after its adoption by the Board.

ADOPTED at a meeting of the Board of Public Works of the City of Fort Wayne, Indiana, held on August 10, 2005, at the City-County Building, Omni Room, Room 250, One Main Street, Fort Wayne, Indiana.

BOARD OF PUBLIC WORKS OF THE
CITY OF FORT WAYNE, INDIANA

Regina A. Kostoff

John Suarez

Ryan P. Chasey

ATTEST:

Marilyn Huth, Clerk

EXHIBIT A

PROJECT DESCRIPTION

The Project consists of the acquisition, construction, installation and equipping of the following projects: 1) the Primaries Project 2) the Dechlorination Project, and 3) the Parkerdale Project.

The Primaries Project includes the acquisition, construction and equipping of improvements and upgrades to the primary clarifiers and disinfection systems, including but not limited to, any or all of the following (i) the replacement of the original 60 mgd capacity rectangular primary tanks and related systems with four new higher capacity circular primary tanks, including sludge pumping and ferric chloride facilities; (ii) the addition of a third fine opening bar screen in the preliminary treatment building; (iii) the addition of new sodium hypochlorite storage tanks and chemical feed pumps located in the existing chlorine building, along with other upgrades necessary to use sodium hypochorite rather than chlorine gas in the disinfection system; (iv) the acquisition and installation of secondary clarifier improvements including five (5) new return activated sludge pumps, Stamford baffles in 8 of the 9 secondary clarifiers, and the automation of the secondary scum cleaning system; and (v) other related improvements necessary to upgrade the clarification facilities and disinfection systems, including controls and a communications system.

The Dechlorination Project consists the acquisition, construction, and equipping of a new dechlorination facility based on the use of sodium bisulfite. Located at the aeration structure of Pond No. 3 at the Fort Wayne Water Pollution Control Plant, the Dechlorination Project includes: (i) chemical storage tanks, (ii) chemical feed equipment, (iii) controls, (iv) a new building and (v) other related improvements including, but not limited to, a reconstructed outfall sewer and road access improvements to provide for the delivery of the sodium bisulfite.

The Parkerdale Project consists of the acquisition, construction and equipping of a non-point source abatement project that includes, although not limited to, the installation of a lift station, force main, approximately 12,000 LF of sanitary sewer and 3,200 LF of sewer laterals, which will provide municipal sanitary sewer services to 118 existing residential and commercial properties located within the City limits in St. Joseph Township that are currently using private septic systems that discharge into the St. Joseph River.

ESTIMATE AND REQUEST OF
THE BOARD OF PUBLIC WORKS
OF THE CITY OF FORT WAYNE, INDIANA

TO: The Common Council of the City of Fort Wayne, Indiana
Clerk of the City of Fort Wayne, Indiana

The Board of Public Works (the "Board") of the City of Fort Wayne, Indiana (the "City"), has determined that a need exists for the acquisition and construction of improvements to its sewage works for the collection and treatment of sewage and other wastes necessary and authorized under Indiana Code 36-9-23, as amended, as more particularly described at Exhibit A (collectively, the "Project").

Based on engineering studies by the consulting engineers for the City, the cost of financing the acquisition, construction, installation and equipping of the Project, along with costs and expenses incidental thereto, is in the amount not to exceed Forty Million Dollars ($40,000,000). The foregoing estimate is a true, fair and complete estimate of the probable costs to be paid by the City to finance the acquisition, construction, installation and equipping of the Project based on a careful and thorough examination of all the facts surrounding the acquisition, construction, installation and equipping of the Project. The acquisition, construction, installation and equipping of the Project is a legitimate expense of the City.

The Board has considered alternatives for the funding of the acquisition, construction, installation and equipping of the Project and has decided that the only acceptable means for the financing of such acquisition, construction and installation of the Project together with costs and expenses incidental thereto, is the issuance by the City of sewage works revenue bonds in an amount not to exceed Forty Million Dollars ($40,000,000) (the "Bonds").

The Board hereby requests that the Common Council of the City authorize the issuance of the Bonds, and appropriate the proceeds of the Bonds for the costs of the acquisition, construction, installation and equipping of the Project together with all costs and expenses incidental thereto, including the costs of issuance of the Bonds.

We each affirm, under the pains and penalties for perjury, that the foregoing representations are true to the best of our individual knowledge and belief.

* * * * *

Dated this 10th day of August, 2005.

BOARD OF PUBLIC WORKS OF THE
CITY OF FORT WAYNE, INDIANA

Regina A. Kostoff

John Suarez

Ryan P. Chasey

ATTEST:

Marilyn Huth, Clerk

EXHIBIT A

PROJECT DESCRIPTION

The Project consists of the acquisition, construction, installation and equipping of the following projects: 1) the Primaries Project 2) the Dechlorination Project, and 3) the Parkerdale Project.

The Primaries Project includes the acquisition, construction and equipping of improvements and upgrades to the primary clarifiers and disinfection systems, including but not limited to, any or all of the following (i) the replacement of the original 60 mgd capacity rectangular primary tanks and related systems with four new higher capacity circular primary tanks, including sludge pumping and ferric chloride facilities; (ii) the addition of a third fine opening bar screen in the preliminary treatment building; (iii) the addition of new sodium hypochlorite storage tanks and chemical feed pumps located in the existing chlorine building, along with other upgrades necessary to use sodium hypochorite rather than chlorine gas in the disinfection system; (iv) the acquisition and installation of secondary clarifier improvements including five (5) new return activated sludge pumps, Stamford baffles in 8 of the 9 secondary clarifiers, and the automation of the secondary scum cleaning system; and (v) other related improvements necessary to upgrade the clarification facilities and disinfection systems, including controls and a communications system.

The Dechlorination Project consists the acquisition, construction, and equipping of a new dechlorination facility based on the use of sodium bisulfite. Located at the aeration structure of Pond No. 3 at the Fort Wayne Water Pollution Control Plant, the Dechlorination Project includes: (i) chemical storage tanks, (ii) chemical feed equipment, (iii) controls, (iv) a new building and (v) other related improvements including, but not limited to, a reconstructed

16
17

outfall sewer and road access improvements to provide for the delivery of the sodium bisulfite.

The Parkerdale Project consists of the acquisition, construction and equipping of a non-point source abatement project that includes, although not limited to, the installation of a lift station, force main, approximately 12,000 LF of sanitary sewer and 3,200 LF of sewer laterals, which will provide municipal sanitary sewer services to 118 existing residential and commercial properties located within the City limits in St. Joseph Township that are currently using private septic systems that discharge into the St. Joseph River.

16
17

RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Adjust the Amount and the Applicable Area of the
The North Maumee B Sanitary Sewer Area Connection Fee
Resolution No. 92-8-17-05-1

WHEREAS, on the 31st day of July, 1996, the Board of Public Works (Board) approved Resolution No. 82-292-6 authorizing the establishment of the North Maumee Service Area and further described an area north of North River Road as a defined area for the purpose of collecting sanitary sewer area connection fees for defraying costs for the planning, engineering, financing and construction of sanitary sewer related projects within the specific service area;

WHEREAS, studies indicate that the continued cost of sanitary sewer planning, engineering and construction projects in the North Maumee area is more than $5,000,000;

WHEREAS, the Board finds that all new customers to the area of North Maumee should be assessed a portion of the costs necessary to fund the required improvements to the system;

WHEREAS, this Board finds that the North Maumee B Sanitary Sewer Area should be adjusted to account for its current applicable area; and

WHEREAS, the Board defined the Equivalent Residential Unit (ERU) by a Board Resolution adopted September 5, 2001 and as subsequently amended on April 9, 2003 as an acceptable unit of measure for determining Area Connection Fees for real estate to the service by the City.

NOW THEREFORE BE IT RESOLVED, that the Board adjusts the area recognized as the North Maumee B area to the area generally located in the area described on Exhibit A as the area subject to the North Maumee B Area Connection Fee – Sanitary Sewer. This shall be effective this date and until such time modified. Said fees shall be collected prior to connection to the facilities described herein.

BE IT FURTHER RESOLVED, that the Board adjusts the ERU based Area Connection Fees as set forth below for all real estate in the area generally located in the area described on Exhibit A as the area subject to the North Maumee B Area Connection Fee – Sanitary Sewer. This shall be effective this date and until such time modified. Said fees shall be collected prior to connection to the facilities described herein.

16
17

The ERU fees are set forth below:

North Maumee B	$1,950 per ERU.

BE IT FURTHER RESOLVED, that the fees may be adjusted for inflation each year based on increases of the All Urban Consumer Price Index.

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional specific sanitary sewer charges and fees may be established by the Board to fund projects relating to sanitary sewer improvements within the area.

BE IT FURTHER RESOLVED that the Board may consider and approve adjustments to these area connection fees to previous amounts based on the request of property owners of real estate in the respective areas that had documented plans for development of real estate in the specific areas before the approval of this resolution.

APPROVED THIS 17th **day of** August **, 2005.**

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk of the Board

This document prepared by Thomas T. Nitza, Jr., P.E., Water Resources.

17

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared

_____

_____

of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this _____ day of _____ 2005.

_____
Notary Public
Resident of _____ County

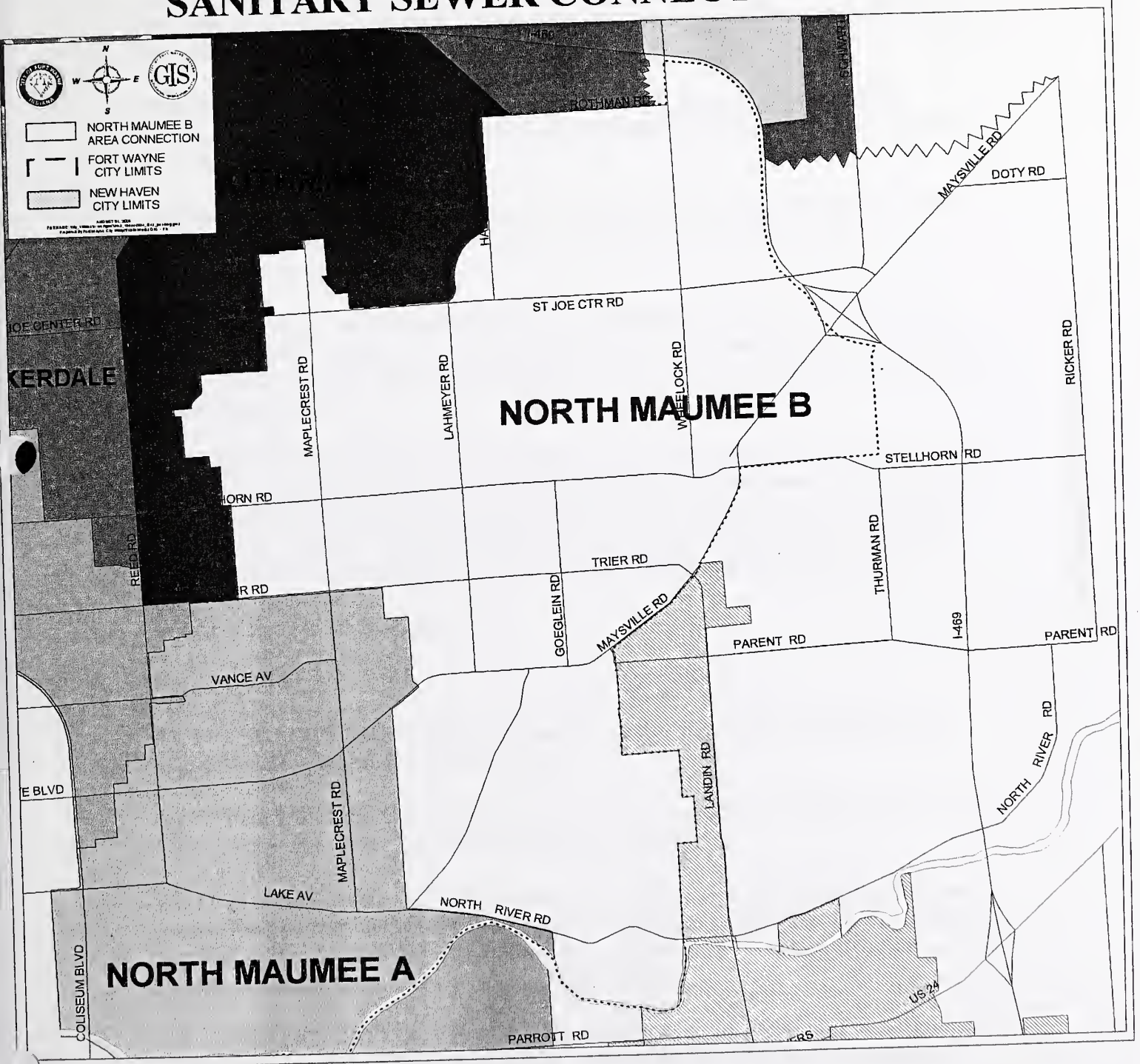
My Commission Expires:

_____

_____
Printed Name of Notary

17

EXHIBIT "A"
NORTH MAUMEE B
SANITARY SEWER CONNECTION FEE



17

RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Establish the
The Upper Spy Run Sanitary Sewer Area Connection Fee
Resolution No. 92-8-17-05-2

WHEREAS, on the 26th day of February, 2003, the Board of Public Works (Board) approved Resolution No. 90-64-20 authorizes the establishment of cumulative funds to hold area connection fees collected for the purpose of defraying costs for planning, engineering, financing and construction of sanitary sewer related projects within specific service areas;

WHEREAS, studies indicate that the continued cost of sanitary sewer planning, engineering and construction projects in the Rothman Road area and the Parkerdale area is more than $1,000,000;

WHEREAS, the Board finds that all new customers to the area of the Upper Spy Run area should be assessed a portion of the costs necessary to fund the required improvements to the system; and

WHEREAS, the Board defined the Equivalent Residential Unit (ERU) by a Board Resolution adopted September 5, 2001 and as subsequently amended on April 9, 2003 as an acceptable unit of measure for determining Area Connection Fees for real estate to the service by the City.

NOW THEREFORE BE IT RESOLVED, that the Board adopts the ERU based Area Connection Fees as set forth below for all real estate in the area generally located in the area described on Exhibit A as the area subject to the Upper Spy Run Area Connection Fee – Sanitary Sewer. This shall be effective this date and until such time modified. Said fees shall be collected prior to connection to the facilities described herein.

The ERU fees are set forth below:

Upper Spy Run	$925 per ERU.

BE IT FURTHER RESOLVED, that such respective fees shall be placed in their respective and appropriate cumulative funds.

17

BE IT FURTHER RESOLVED, that the fees may be adjusted for inflation each year based on increases of the All Urban Consumer Price Index.

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional specific sanitary sewer charges and fees may be established by the Board to fund projects relating to sanitary sewer improvements within the area.

BE IT FURTHER RESOLVED that the Board may consider and approve adjustments to these area connection fees to previous amounts based on the request of property

owners of real estate in the respective areas that had documented plans for development of real estate in the specific areas before the approval of this resolution.

APPROVED THIS 17th **day of** August**, 2005.**

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk of the Board

This document prepared by Thomas T. Nitza, Jr., P.E., Water Resources.

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared

_____

_____

of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this _____ day of _____ 2005.

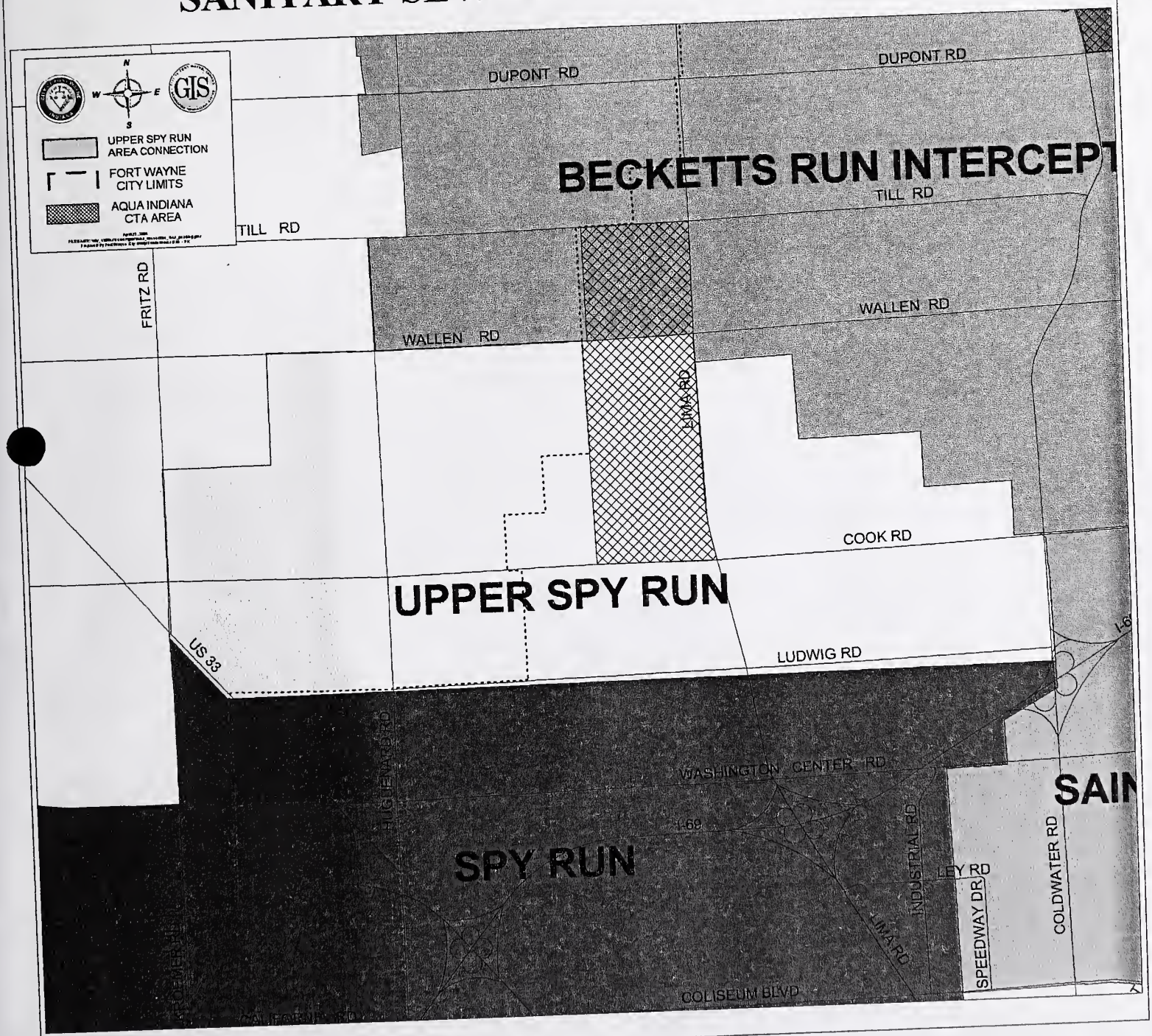
_____
Notary Public
Resident of _____ County

My Commission Expires:

_____

_____
Printed Name of Notary

EXHIBIT "A"
UPPER SPY RUN AREA
SANITARY SEWER CONNECTION FEE



IMPROVEMENT RESOLUTION NO. 7065-05

PROJECT NAME CONCRETE STREET REPAIRS 2-B-05
WORK ORDER NO. 11875

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: NEIGHBOR DRIVE , SUMMERWOOD COURT, SEAFORTH LANE,& SUNDBURY DRIVE BY SPOT REPLACEMENT OF CONCRETE PAVEMENT, CONCRETE DRIVE APPROACHES, DRAINAGE IMPROVEMENTS, SUBSURFACE DRAINAGE AND RESTORATION.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 17th day of August, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey

Ryan P. Chasey, Member

ATTEST:

Marilyn Huth, Clerk

13
14
15
16

ESTIMATE OF QUANTITIES

PROJECT: CONCRETE STREET REPAIR 2B-2005
ALTERNATE

RES. NO.: 7065-05

DATE: 8/11/2005
BID DATE:9/7/05

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Mobilization / Demobilization	0	LS	5600.00	0.00
2.	Removal (of Pavement)	1020	S.Y.	6.50	6630.00
3.	Underdrain, (6" Perforated Plastic) (Type "K")	600	LF	6.50	3900.00
4.	Anchor Bolts ("J" Type)	95	EA	6.00	570.00
5.	6" Concrete Pavement (7 Bag Mix W/ Superplasticizer) (Type I-A curb included)	1020	SY	25.00	25500.00
6.	Type O Compacted Aggregate for Base;No.53,or No.8 (For Pavement Subbase & Subsurface Drains)	298	TON	12.25	3652.95
7.	Borrow (Behind curb)	40	TON	5.75	230.00
8.	Top Soil	18	TON	14.00	252.00
9.	Concrete for Residential Drives (6") (undistributed)	84	SY	28.00	2352.00
10.	Water Valves Adjusted to Grade (undistributed)	1	EA.	40.00	40.00
11.	Water Valves Furnish & Adjusted to Grade (undistributed)	0	EA	64.50	0.00
12.	Mulched Seeding	214	SY	1.50	321.00
13.	Maintenance of Traffic	0	LS	6000.00	0.00
14.	Construction Sign Type "A"	2	EA	70.00	140.00
15.	Type III Barricade	2	EA	100.00	200.00
16.	Type III Barricade With Sign	2	EA	150.00	300.00
17.	Castings Adjusted to Grade	1	EA.	150.00	150.00
18.	Pipe 12" Diameter Ductile Iron (Including Backfill)	0	LF	62.00	0.00
19.	Inlet, Type (I-C)	0	EA	1000.00	0.00
20.	Removal of Concrete	6	SY	5.75	34.50
21.	Concrete Wingwalk & Ramps	6	SY	44.00	264.00

13
14
15

SUB-TOTAL:	$	44,536.45
E&I @16%		7125.83
TOTAL:	**$**	**51,662.28**

BASE	$	142,217.37
ALTERNATE	$	44,536.45
SUB TOTAL	$	186,753.82
TOTAL:	$	216,634.43

BASE & ALTERNATE
BASE & ALTERNATE W/ E&I

ESTIMATE OF QUANTITIES

PROJECT: CONCRETE STREET REPAIR 2B-2005
BASE

RES. NO.: 7065-05

DATE: 8/11/2005
BID DATE: 9/7/05

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Mobilization / Demobilization	1	LS	5600.00	5600.00
2.	Removal (of Pavement)	3130	S.Y.	6.50	20345.00
3.	Underdrain, (6" Perforated Plastic) (Type "K")	1225	LF	6.50	7962.50
4.	Anchor Bolts ("J" Type)	294	EA	6.00	1764.00
5.	6" Concrete Pavement (7 Bag Mix W/ Superplasticizer) (Type I-A curb included)	2931	SY	25.00	73275.00
6.	Type O Compacted Aggregate for Base;No.53,or No.8 (For Pavement Subbase & Subsurface Drains)	787	TON	12.25	9640.87
7.	Borrow (Behind curb)	98	TON	5.75	563.50
8.	Top Soil	67	TON	14.00	938.00
9.	Concrete for Residential Drives (6") (undistributed)	199	SY	28.00	5572.00
10.	Water Valves Adjusted to Grade (undistributed)	4	EA.	40.00	160.00
11.	Water Valves Furnish & Adjusted to Grade (undistributed)	3	EA	64.50	193.50
12.	Mulched Seeding	431	SY	1.50	646.50
13.	Maintenance of Traffic	1	LS	6000.00	6000.00
14.	Construction Sign Type "A"	5	EA	70.00	350.00
15.	Type III Barricade	5	EA	100.00	500.00
16.	Type III Barricade With Sign	5	EA	150.00	750.00
17.	Castings Adjusted to Grade	2	EA.	150.00	300.00
18.	Pipe 12" Diameter Ductile Iron (Including Backfill)	80	LF	62.00	4960.00
19.	Inlet, Type (I-C)	2	EA	1000.00	2000.00
20.	Removal of Concrete	14	SY	5.75	80.50
21.	Concrete Wingwalk & Ramps	14	SY	44.00	616.00

13
14
15

SUB-TOTAL: $ 142,217.37
E&I @16% 22754.78

TOTAL: $ 164,972.15

Res. #1654-04

A RESOLUTION OF THE BOARD OF STORMWATER MANAGEMENT OF THE CITY OF FORT WAYNE, INDIANA, DISCONTINUING REMONSTRANCE AS DETAILED IN RESOLUTION 92-7-20-05-1, CONCERNING THE APPROPRIATION AND CONDEMNATION OF REAL PROPERTY IN SUPPORT OF CONSTRUCTION OF THE IIT-HANOVER STREET STORM SEWER IMPROVEMENTS PROJECT

RESOLUTION NO. 92-8-24-05-1

WHEREAS, on June 29, 2005, the Board of Stormwater Management ("Board") of the City of Fort Wayne, Indiana ("City") approved Resolution No. 92-6-29-05-1 ("Original Resolution"), appropriating and condemning easements for use by the City and awarding damages to property owners for construction of the IIT-Hanover Street Storm Sewer Improvements Project ("Project").

WHEREAS, on July 20, 2005, the Board adopted Resolution No. 92-7-20-05-1, which continued the Remonstrance Hearing set for July 20, 2005 to August 24, 2005 at 10:00 a.m. in the Omni-Room (Room 250) of the City-County Building (One East Main Street, Fort Wayne, Indiana), to allow for further negotiations with the affected property owners.

WHEREAS, on August 19, 2005, an agreement was reached with the affected property owners and the easements appropriated and condemned in the Original Resolution were voluntarily conveyed to the City of Fort Wayne, and recorded as Document Nos. 205053840 and 205053839 in the Office of the Allen County Recorder.

WHEREAS, as a result of the voluntary conveyance of easements, the remonstrance hearing scheduled for August 24, 2005, is no longer necessary. Therefore, be it resolved, that the hearing scheduled in Resolution No. 92-7-20-05-1, is hereby cancelled.

Adopted this 24th day of August, 2005.

BOARD OF STORMWATER MANAGEMENT
CITY OF FORT WAYNE, INDIANA

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST:

Marilyn Huth, Clerk to the Board

13
14
15

RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Establish the
The Till Road Area Drinking Water Availability Fee
Resolution No. 92-8-24-05-2

WHEREAS, on the 3rd day of November, 2004, the Board of Public Works approved a resolution that authorizes the establishment of cumulative funds to hold water availability fees collected for the purpose of defraying costs for planning, engineering, financing and construction of drinking water related projects within specific service areas;

WHEREAS, studies indicate that the initial cost of drinking water planning, engineering and construction projects in the Till Road Area is more than $1,000,000;

WHEREAS, the Board finds that all new customers to the area of the Till Road Area should be assessed a portion of the costs necessary to fund the required improvements to the system;

WHEREAS, the Board defined the Equivalent Residential Unit (ERU) by a Board Resolution adopted September 5, 2001 and as subsequently amended on April 9, 2003 as an acceptable unit of measure for determining Area Connection Fees for real estate to the service by the City; and

WHEREAS, the Board desires to establish this same ERU unit of measure for real estate connecting to the City's drinking water facilities as a means to defray the costs of constructing the drinking water facilities necessary to serve the Till Road Area as shown on Exhibit A.

13

15

NOW THEREFORE BE IT RESOLVED, that the Board adopts the ERU water availability fees as set forth below for all real estate in the area generally located in the area described on Exhibit A as the area subject to the Till Road Area Water Availability Fee – Drinking Water. This shall be effective this date and until such time modified. Said fees shall be collected prior to connection to the facilities described herein.

The ERU fees are set forth below:

Till Road Area	$500 per ERU.

BE IT FURTHER RESOLVED, that the water availability fees may be adjusted for inflation each year based on increases of the All Urban Consumer Price Index.

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional specific drinking water charges and fees may be established by the Board to fund projects relating to drinking water improvements within the area.

APPROVED THIS 24th **day of** August **, 2005.**

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk of the Board

This document prepared by Thomas T. Nitza, Jr., P.E., Water Resources.

13

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Regina A. Kostoff, Ryan P. Chesney & John Suarez of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this 24th day of August 2004.

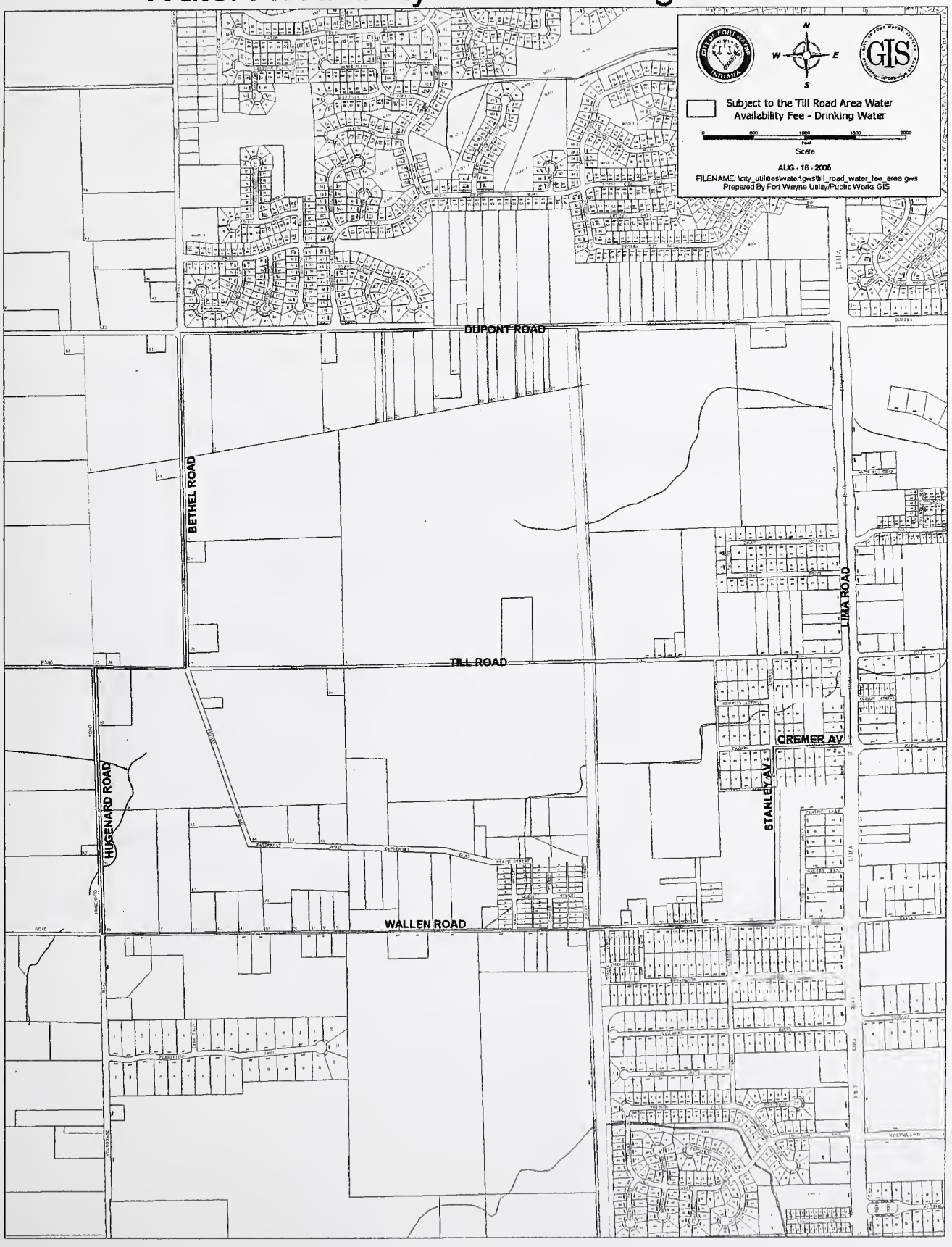
Michelle R. Hadley
Notary Public
Resident of Allen County
Michelle R. Hadley
Printed Name of Notary

My Commission Expires:

MICHELLE RENEE HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires 11/26/2006

13

Exhibit A
Till Road Area
Water Availability Fee - Drinking Water



13

EMERGENCY RESOLUTION NUMBER 92-8-31-05-1
1816 LYNN AVE & 2406 N Anthony BLVD

WHEREAS, the existing 12" clay combination sewer line has collapsed

WHEREAS, said collapse could not reasonably be foreseen and requires immediate action, and;

WHEREAS, repair of the collapse is beyond the capability of the Water Pollution Control Maintenance Department to perform, and;

WHEREAS, T&E, All Star, Bercot Inc., and Liberty Construction were invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs could exceed Twenty Five Thousand Dollars and Zero Cents, ($25,000.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for said sewer repair and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIR.**

APPROVED this 31st day of August, 2005.

13

BOARD OF PUBLIC WORKS

By Regina A. Kostoff
Regina Kostoff, Chair

By Ryan P. Chasey
Ryan P. Chasey, Member

By John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
~~Marylin~~ Huth, Clerk
MARILYN

1816 Lynn Ave and 2406 North Anthony
SEWER EMERGENCY REPAIR SPECIFICATIONS

SCOPE OF WORK:

This emergency repair shall consist of the following bid:

ITEM NO. 1

These are two separate repairs in the same alley on the north and south sides of Lynn Ave. The repair next to 1816 Lynn Ave will involve at least one or more taps and + or – 10ft of 12" main line. The repair behind 2406 N Anthony will involve at least one or more taps and + or – 10 ft of 12" main line. The alley is concrete and there are utility poles at both locations to be dealt with. This repair shall include any and/or all costs to complete all work necessary for, but not limited to, supervision, labor, equipment and materials necessary to excavate and remove materials from the jobsite, any required bypass pumping and/or trench dewatering, trench shoring or sheeting, sewer tap pipe replacement, proper backfilling and proper compaction, and all surface restoration necessary to restore the disturbed area to the existing condition or better. Care must be taken to avoid any damage to private property. These repairs shall also include the costs, if required, to relocate temporarily and or permanently any and all utilities in the construction zone or to support any power poles or utilities during the work. Costs to include any and all alley, driveway, sidewalk, curb, removal and replacement.

CONDITIONS OF WORK:

The contractor awarded the emergency repairs shall be required to provide and comply with the following items:

1. City of Fort Wayne WPC Engineering Department specifications and standard drawings Development Criteria and Standards Manual.
2. Obtain and be responsible for all barricade, traffic control, street closing and right-of-way cut permits.
3. Payment Bond
4. Performance and Guaranty Bond
5. Contractor shall be responsible for and shall be required to comply with all Local, State and Federal Regulations regarding safety procedures, O.S.H.A. requirements and in particular open construction trench protection and confined space entry.
6. Contractor shall be required and responsible for placing and maintaining temporary barricades.
7. Contractor shall be responsible for dealing with whatever ground condition exists at the time of construction.
8. Contractor shall take all precautions to prevent damages to the existing sanitary sewer and construction site, from storm water, from sanitary sewage entering the construction site from the existing sanitary sewer and from ground water. If damage does occur from one of the above sources, the Contractor shall make such repairs or replacement or re-build such parts of the existing combination sewer as determined by the engineer.

9. Contractor is to submit Monthly Payrolls and Manpower reports to the City Compliance Office Room 420.

The Contractor is responsible to determine if the temporary removal, relocation, support or bracing of existing items, such as street and traffic signs, power poles, posts, fences, rock gardens, light posts, shrubs, bushes, etc., is necessary. Should temporary removal or relocation be necessary, the Contractor shall be responsible to replace or reinstall said items at their original location or at locations designated by the property owners and the Contractor shall restore them to their original or better condition. Care must be taken to avoid damage to nearby existing trees.

PROPOSAL FOR COMBINATION SEWER EMERGENCY REPAIRS

BASE BID: All costs to complete all work to Remove exististing 12" clay combination sewer line, including all incoming sewer taps, restoration of all areas

LUMP SUM $_____

The emergency repair work shall begin within 1 (one) day from date of obtaining an emergency repair order.

Proposal submitted this _____day of _____, 2005.

FROM_____
Contractor

BY_____

EMERGENCY RESOLUTION NUMBER 92-8-31-05-1

1816 LYNN AVE & 2406 N Anthony BLVD

WHEREAS, the existing 12" clay combination sewer line has collapsed

WHEREAS, said collapse could not reasonably be foreseen and requires immediate action, and;

WHEREAS, repair of the collapse is beyond the capability of the Water Pollution Control Maintenance Department to perform, and;

WHEREAS, T&E, All Star, Bercot Inc., and Liberty Construction were invited to submit quotes on the repair, and;

WHEREAS, the cost of said repairs could exceed Twenty Five Thousand Dollars and Zero Cents, ($25,000.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for said sewer repair and orders the Purchasing Department to issue and **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIR.**

APPROVED this 31st day of August ,2005.

BOARD OF PUBLIC WORKS

By Regina A. Kostoff
Regina Kostoff, Chair

By Ryan P. Chasey
Ryan P. Chasey, Member

By John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
~~Marylin~~ Huth, Clerk
MARILYN

1816 Lynn Ave and 2406 North Anthony
SEWER EMERGENCY REPAIR SPECIFICATIONS

SCOPE OF WORK:

This emergency repair shall consist of the following bid:

ITEM NO. 1

These are two separate repairs in the same alley on the north and south sides of Lynn Ave. The repair next to 1816 Lynn Ave will involve at least one or more taps and + or – 10ft of 12" main line. The repair behind 2406 N Anthony will involve at least one or more taps and + or – 10 ft of 12" main line. The alley is concrete and there are utility poles at both locations to be dealt with. This repair shall include any and/or all costs to complete all work necessary for, but not limited to, supervision, labor, equipment and materials necessary to excavate and remove materials from the jobsite, any required bypass pumping and/or trench dewatering, trench shoring or sheeting, sewer tap pipe replacement, proper backfilling and proper compaction, and all surface restoration necessary to restore the disturbed area to the existing condition or better. Care must be taken to avoid any damage to private property. These repairs shall also include the costs, if required, to relocate temporarily and or permanently any and all utilities in the construction zone or to support any power poles or utilities during the work. Costs to include any and all alley, driveway, sidewalk, curb, removal and replacement.

CONDITIONS OF WORK:

The contractor awarded the emergency repairs shall be required to provide and comply with the following items:

1. City of Fort Wayne WPC Engineering Department specifications and standard drawings Development Criteria and Standards Manual.
2. Obtain and be responsible for all barricade, traffic control, street closing and right-of-way cut permits.
3. Payment Bond
4. Performance and Guaranty Bond
5. Contractor shall be responsible for and shall be required to comply with all Local, State and Federal Regulations regarding safety procedures, O.S.H.A. requirements and in particular open construction trench protection and confined space entry.
6. Contractor shall be required and responsible for placing and maintaining temporary barricades.
7. Contractor shall be responsible for dealing with whatever ground condition exists at the time of construction.
8. Contractor shall take all precautions to prevent damages to the existing sanitary sewer and construction site, from storm water, from sanitary sewage entering the construction site from the existing sanitary sewer and from ground water. If damage does occur from one of the above sources, the Contractor shall make such repairs or replacement or re-build such parts of the existing combination sewer as determined by the engineer.

9. Contractor is to submit Monthly Payrolls and Manpower reports to the City Compliance Office Room 420.

The Contractor is responsible to determine if the temporary removal, relocation, support or bracing of existing items, such as street and traffic signs, power poles, posts, fences, rock gardens, light posts, shrubs, bushes, etc., is necessary. Should temporary removal or relocation be necessary, the Contractor shall be responsible to replace or reinstall said items at their original location or at locations designated by the property owners and the Contractor shall restore them to their original or better condition. Care must be taken to avoid damage to nearby existing trees.

PROPOSAL FOR COMBINATION SEWER
EMERGENCY REPAIRS

BASE BID: All costs to complete all work to
Remove exististing 12" clay combination sewer line, including all incoming sewer taps, restoration of all areas

LUMP SUM $_____

The emergency repair work shall begin within 1 (one) day from date of obtaining an emergency repair order.

Proposal submitted this _____day of _____, 2005.

FROM_____
Contractor

BY_____

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: August 24, 2005

RE: SRF (STATE REVOLVING FUNDS) – WPCP HEADWORKS PROJECT

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of $146,173 to be paid from State Revolving Funds.

Draw #133	CH2M Hill	$ 22,372
Draw #134	Donohue and Associates	123,801
	Total SRF Payments	**$146,173**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

August 31, 2005
Date

28

7

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: September 1, 2005

RE: SRF (STATE REVOLVING FUNDS) – WPCP HEADWORKS PROJECT

Please include the following SRF payment with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payment in the amount of $9,938 to be paid from State Revolving Funds.

Draw #135	Donohue and Associates	$ 9,938
	Total SRF Payments	**$ 9,938**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

September 7, 2005
Date

28

7

IMPROVEMENT RESOLUTION NO. 7066-05

GRIER STREET FROM LILLIE STREET TO S.ANTHONY BOULEVARD
WORK ORDER NO. 11906

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: GRIER STREET FROM LILLIE STREET TO S.ANTHONY BOULEVARD; BY RECONSTRUCTION OF ROADWAY, I.E. IMPROVING THE EXISTING PAVEMENT FROM AN EXISTING CHIP/SEAL PAVEMENT TO A BITUMINOUS STREET PAVEMENT WITH CURBS (NORTH SIDE) AND CURB-FACE SIDEWALK (SOUTH SIDE) WHICH INCLUDES CONCRETE RESIDENTIAL DRIVES, CONCRETE ALLEY APPROACHES, MILLING AND RESURFACING OF EXISTING ADJACENT STREET APPROACHES (LILLIE /S.ANTHONY), REPLACEMENT OF EXISTING CURB-RAMPS, AND MULCHED-SEED RESTORATION.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 28th day of September, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Grier Street

RES. NO.: 7066-05

DATE: 8/1/2005

W.O. NO.: 11906

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Mobilization / Demobilization	1	LS	5000.00	5000.00
2.	Surface Milling, Bituminous	129	SY	6.00	774.00
3.	Removal of Concrete	290	SY	6.00	1740.00
4.	Removal of Curb	60	LF	5.50	330.00
5.	Common Excavation	670	CY	10.00	6700.00
6.	Backfill Behind Curb (Borrow)	25	TN	6.00	150.00
7.	Type "O" Compacted Aggregate for Base, No.53	265	TN	10.00	2650.00
8.	Type "O" Compacted Aggregate for Base, No.1 or No.2	240	TN	10.00	2400.00
9.	Bed Course Material	35	TN	15.00	525.00
10.	Bituminous Binder, No. 8 / 9 , HAC	140	TN	35.00	4900.00
11.	Bituminous Surface, No. 12, HAC	56	TN	40.00	2240.00
12.	Bituminous Material for Tack Coat	0.25	TN	500.00	125.00
13.	Asphalt / Concrete Pavement Patching	12	SY	60.00	720.00
14.	Concrete Sidewalk (4")	20	SY	25.00	500.00
15.	Concrete Curbface Sidewalk (6")	100	SY	35.00	3500.00
16.	Concrete Wingwalk & Ramps (6")	85	SY	40.00	3400.00
17.	Concrete Steps, Undistributed	1	CY	400.00	400.00
18.	Concrete Curb Type III	180	LF	11.50	2070.00
19.	Concrete Pavement for Commercial Drive (8")	62	SY	28.00	1736.00
20.	Concrete Pavement for Residential Drive (6")	83	SY	26.00	2158.00
21.	Underdrain, 6" Perforated Plastic, Group K Pipe (Incl. #8 Aggregate Backfill)	590	LF	7.50	4425.00
22.	Removal of Stump	1	EA	200.00	200.00
23.	Top Soil	48	TN	15.00	720.00
24.	Mulched Seeding,	625	SY	1.00	625.00
25.	Construction Signs, Type A With Construction Warning Light Type A	5	EA	65.00	325.00
26.	Standard Barricade, Type III-B With Signs, Type B Construction	4	EA	150.00	600.00
27.	Yard Drain, Undistributed	1	EA	150.00	150.00
28.	Water Valves (Curb-Box) Adjusted to Grade	2	EA	60.00	120.00
29.	"V-Loc" Sign Support	1	EA	100.00	100.00
30.	Tree, Fertlize	3	EA	65.00	195.00
32.	Maintenance of Traffic	1	LS	5000.00	5000.00

SUB-TOTAL:	54478.00
E&I @16%	8716.48
TOTAL:	$63,194.48

Revised: 02-13-04

29

POINT REPAIRS 2005
RESOLUTION NO. 1745-2005

7

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The CONTRACTOR shall furnish all labor, materials, supplies, and equipment required to perform point repairs of damaged sewer pipe in sporadic areas of the city by means of open cut excavation as indicated in the project documents and drawings.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **Point Repairs 2005**.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $100,000.00.

APPROVED THIS 28th DAY OF September, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: September 20, 2005

RE: SRF (STATE REVOLVING FUNDS) – WPCP HEADWORKS PROJECT

7

Please include the following SRF payments with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payments in the amount of $ 211,425.00 to be paid from State Revolving Funds.

Draw #136	CH2M Hill	$ 14,105
Draw #137	Shook Heavy Environmental Group	197,320
	Total SRF Payments	**$ 211,425**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

September 28, 2005
Date

IMPROVEMENT RESOLUTION NO. 7068-05

GEORGETOWN , VILLAMINIUMS
WORK ORDER NO. 11913

CEDIT NEIGHBORHOOD/REVOLVING BARRETT LAW

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve: PUMP AND LEVEL SIDEWALK AT VARIOUS LOCATION IN GEORGETOWNE VILLAMINIUMS

All in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost for PUMP AND LEVEL OF SIDEWALKS shall be assessed 60% on the real estate abutting on said improvements and 40% upon the City of Fort Wayne, Indiana, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5%) percent per annum as set by the Board of Public Works and shall be financed under Revolving Barrett Law as provided for in the above-entitled acts.

All proceedings and any work done on said improvements, assessment of property, collection of assessments and issuance of Bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Adopted this 5th day of October, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

Project: GEORGETOWNE PLACE VILLAMINIUMS (LAKE & MAPLECREST)

DATE: 9/26/05

RES. NO.: 7068-05

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Concrete Sidewalk (4")	230	LF	14.50	3335.00
2.	Top Soil	10	TON	15.00	150.00
3.	Mulched Seeding	30	SY	2.00	60.00
4.	Mobilization and Demobilization	1	LS	177.25	177.25
5.	Maintenance of Traffic	1	LS	141.80	141.80

SUB-TOTAL:	3864.05
E&I @16%	618.25
TOTAL:	**$4,482.30**

COPY

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 12, 2005

RE: 2005 Solid Waste Container Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $1,500.00 to be paid from the proceeds of the 2005 Solid Waste Container Lease Financing which are held in an escrow at Wells Fargo Corporate Trust Services.

Payment Request #1

Wells Fargo-Trustee Fee	1,500.00
Total for Payment Request #1	**$ 1,500.00**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

October 12, 2005
Date

COPY

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 12, 2005

RE: 2004 Fire Truck Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $1,500.00 to be paid from the proceeds of the 2004 Fire Truck Lease Financing which are held in an escrow at Wells Fargo Corporate Trust Services.

Wells Fargo-Trustee Fee	1,500.00
Total	**$ 1,500.00**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

October 12, 2005
Date

COPY

COPY

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 12, 2005

RE: 2005 Street Equipment Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $105,600.00 to be paid from the proceeds of the 2005 Street Equipment Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Request #3

Selking International	105,600.00
Total for Payment Request #3	**$ 105,600.00**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

October 12, 2005
Date

COPY

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 12, 2005

RE: 2005 Street Equipment Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $114,000.00 to be paid from the proceeds of the 2005 Street Equipment Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Request #2

Brown Equipment	114,000.00
Total for Payment Request #2	**$ 114,000.00**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

October 12, 2005
Date

COPY

COPY

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 12, 2005

RE: 2005 Passenger Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $207,476.83 to be paid from the proceeds of the 2005 Passenger Vehicle Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Request #9

Tessco	2,531.33
Motorola	178,035.00
Bloomington Ford	26,910.50
Total for Payment Request #9	**$ 207,476.83**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

October 12, 2005
Date

COPY

COPY

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 12, 2005

RE: 2005 Passenger Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $21,578.00 to be paid from the proceeds of the 2005 Passenger Vehicle Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Request #10

Mavron, Inc.	21,578.00
Total for Payment Request #10	**$ 21,578.00**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

October 12, 2005
Date

COPY

1 2 3 4 5 6

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 12, 2005

RE: 2005 Passenger Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $22,500.00 to be paid from the proceeds of the 2005 Passenger Vehicle Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Request #11

Spillman Technologies	22,500.00
Total for Payment Request #11	**$ 22,500.00**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

October 12, 2005
Date

PLANT 2 FLOCCULATOR DRIVES AND SHAFTS REPLACEMENT PH 1

RESOLUTION NO. 1751-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

This work is generally described as general construction and mechanical work to remove existing flocculator equipment and to furnish and install new replacement flocculator equipment

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, PLANT 2 FLOCCULATOR DRIVES AND SHAFTS REPLACEMENT PHASE 2

Declares the cost of the said improvements shall be paid by the funds from the property owners (Barrett Law) and the Fort Wayne Water Utility (Bond Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $900,000.

APPROVED THIS 12th DAY OF October, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

RESOLUTION NO. 92-10-19-05-1

WHEREAS, the Board of Public Works of the City of Fort Wayne, Indiana last recommended to the Common Council a water rate increase of 15% in October, 2000, which was approved by the Common Council. However, the Indiana Utility Regulatory Commission reduced the increase to 13.2% effective July 1, 2001.

WHEREAS, the Fort Wayne Water Utility has developed a Capital Improvements Plan (CIP) that will allow the Water Utility to provide its customers with safe, reliable and affordable water service through the modernization of electrical, pumping and water storage at critical facilities such as the St. Joe Dam and Water Filtration Plant, construction of new feeder mains to increase pressure and flow in the water distribution system and replacement of failing water main systems; and

WHEREAS, Crowe Chizek and Company LLC was hired by Fort Wayne City Utilities to analyze the Water Utility's proposed capital improvements plan and projected revenues in order to arrive at a water rate that will generate sufficient funds to meet the fiscal needs of the Water Utility including:

(A) Payment of all of the legal and other necessary expenses incident to the operation of the utility;

(B) Provision of a sinking fund, a debt service reserve, adequate money for working capital and making extensions and replacements to the extent not provided for through depreciation;

(C) Provision of money for the payment of any taxes that may be assessed against the utility; and

(D) Meeting the financial obligations of the Utility's CIP.

WHEREAS, Crowe Chizek has concluded that the existing rates and charges for the use of and services rendered by the Fort Wayne Water Utility do not produce sufficient revenue to satisfy the requirements of I.C. 8-1.5-3-8, including but not limited to those costs related to the Utility's CIP and therefore recommends that the existing rates and charges should be increased by 25%.

NOW, THEREFORE, BE IT RESOLVED that the Board of Public Works of the City of Fort Wayne, Indiana finds that the existing rates and charges for the use of and services rendered by the waterworks of the City do not produce sufficient revenue to:

- Pay all of the legal and other necessary expenses incident to the operation of the utility, including maintenance costs, operating charges, upkeep, repairs, depreciation, and interest charges on bonds or other obligations;
- Provide a sinking fund for the liquidation of bond or other indebtedness and a debt service fund;
- Provide adequate money for working capital and to make extensions and replacements to the extent not provided for through depreciation;
- Provide money for the payment of any taxes that may be assessed against the utility; and

- Meet the financial obligations of the Utility's CIP.

Be it further resolved by the Board of Public Works that a 25% increase in the Water Utility's rates and charges is necessary to provide sufficient revenue to maintain the utility property in a sound physical and financial condition to render adequate and efficient service and to fund the Utility's CIP, which increase will produce a fair and just rate for such services and improvements; and

Be it further resolved that the Board of Public Works recommends that the Common Council act in accordance with I.C. 8-1.5-3-8 and find and elect that the rates and charges for water service to be paid by users of the system should be sufficient to carry out the obligations of the Water Utility as outlined above, to provide a fair and reasonable return on the Utility plant of the City and to compensate the City for taxes that would be due to the City on the Utility property were it privately owned; and

Be it further resolved by the Board of Public Works does hereby recommend that the Common Council of the City of Fort Wayne amend Chapter 52 of the Fort Wayne Code of Ordinances to increase by 25% the rates and charges assessed to Fort Wayne Water Utility customers, to be effective upon approval of said rates and charges by the Indiana Utility Regulatory Commission and that the Board of Public Works approves and recommends the following schedule of rates and charges reflecting the 25% rate increase be inserted in Chapter 52 of the Fort Wayne Code of Ordinances in place of the current schedule:

Sec. 52.15 Water Usage Schedule – Inside City

There shall be and hereby are established for the use of and the service rendered by the waterworks system of the City the following rates and charges based on the use of water supplied by the City Waterworks System

(A) Metered rates per month.

Metered Rates Per Month (cubic feet)	Rate Per 100 Cubic Feet
First 2,500 cubic feet	$ 1.49
Next 9,500 cubic feet	$ 1.33
Over 12,000 cubic feet	$ 1.24

(B) Monthly service charges. Each user shall pay a monthly service charge, in addition to usage charges calculated under the metered rate schedule, as follows:

Size of Meter (inches)	Monthly Service Charges
5/8"	$ 7.30
3/4"	$ 7.30
1"	$ 18.61
1 1/2"	$ 41.69

2”	$ 73.95
3”	$ 166.51
4”	$ 296.01
6”	$ 665.69
8”	$ 1,183.76
10”	$ 1,849.45

Sec. 52.16 Cost for Private Fire Protection Service – Inside City.

Fire protection service for use in extinguishing fire only, shall be as follows:

	Per Annum
For each fire hydrant	$ 373.73
2” connection	$ 41.11
3” connection	$ 93.44
4” connection	$ 164.44
6” connection	$ 373.73
8” connection	$ 665.23
10” connection	$ 1,038.95
12” connection	$ 1,494.90
16” connection	$ 2,657.19

Sec. 52.17 Cost for Municipal Service.

Municipal service to the City shall be $373.73 per annum for each fire hydrant inside the city limits.

Sec. 52.18 Charges for Customers Outside Corporate Limits.

There shall be and hereby are established for the use of and the service rendered by the waterworks system of the City of Fort Wayne the following rated and charges based on the use of water supplied by said waterworks system:

(A) Metered rates per month.

Metered Rates Per Month (cubic feet)	Rate Per 100 Cubic Feet
First 2,500 cubic feet	$ 1.71
Next 9,500 cubic feet	$ 1.66
Over 12,000 cubic feet	$ 1.55

(B) Monthly service charges. Each user shall pay a monthly service charge, in addition to usage charges calculated under the metered rate schedule, as follows:

Size of Meter (inches)	Monthly Service Charges
5/8"	$ 8.40
3/4"	$ 8.40
1"	$ 21.40
1 1/2"	$ 47.94
2"	$ 85.04
3"	$ 191.49
4"	$ 340.41
6"	$ 765.54
8"	$ 1,361.33
10"	$ 2,126.86

(C) Fire protection service.

	Per Annum
For each fire hydrant	$ 467.16
2" connection	$ 51.39
3" connection	$ 116.80
4" connection	$ 205.55
6" connection	$ 467.16
8" connection	$ 831.54
10" connection	$ 1,298.69
12" connection	$ 1,868.63
16" connection	$ 3,321.49

(D) The rates and charges for water and fire protection service to General Motors Truck Facility, as determined from a fully-allocated cost-of-service study, are as follows:

Demand charge (per month)	$63,622.73
Commodity charge (per 100 cubic feet of water metered)	$ 0.2669
Customer charge (per month)	$ 223.60
Fire protection service (per month, if applicable)	$ 1,520.15

(E) The rates and charges for water and fire protection service to AquaIndiana, Inc. (a.k.a. Utility Center, Inc) and the City of New Haven are as follows:

Demand charge (per month)	$ 7,217.44
Commodity charge (per 100 cubic feet of water metered)	$ 0.9686
Service charge (per month)	

- Based on Meter Size using In-City Rates and Charges

Fire protection charges (if applicable)
(per month)

- Based on Size of Connections or Number of Hydrants Using In-City Rates and Charges

Adopted and approved this 19th **day of** October **, 2005.**

Fort Wayne, Indiana Board of Public Works

By:

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT
CITY OF FORT WAYNE, INDIANA

RESOLUTION NO. 92-10-19-05-2

WHEREAS, the Board of Stormwater Management is charged by ordinance with recommending rates to the Common Council of the City of Fort Wayne and last did so on September 27, 2000 when the Board approved a resolution recommending that the monthly stormwater service charge per ERU be increased by $0.40 to $2.20 per ERU; and

WHEREAS, the Fort Wayne Stormwater Utility has developed a Capital Improvements Plan (CIP) that includes neighborhood drainage projects, flood control projects on the St. Marys River and Fairfield Ditch, a plan for property buy-outs in chronically flood-prone areas and compliance with new federal stormwater quality regulations; and

WHEREAS, staff members of the Division of Public Works and City Utilities have conducted a series of public meetings with the Sewer Advisory Group, City Council Flood Committee, Area Partnerships, Neighborhood Presidents, the Community Services Council, business people, apartment owners, churches and other interested groups to present a series of stormwater service level recommendations, including recommendations to spend stormwater utility funds for flood protection projects; and

WHEREAS, the groups involved generally support a stormwater rate plan that will allow the community to maximize protection of public health and safety; and

WHEREAS, Crowe Chizek and Company LLC was hired by Fort Wayne City Utilities to analyze the Stormwater Utility's proposed capital improvements and projected revenues in order to arrive at a stormwater rate that will generate sufficient funds to meet the fiscal needs of the Stormwater Utility including:

(A) Payment of all of the legal and other necessary expenses incident to the operation of the utility;
(B) Provision of a sinking fund, a debt service reserve, adequate money for working capital and making system extensions and replacements to the extent not provided for through depreciation;
(C) Meeting the financial obligations of the Utility's CIP; and
(D) Compliance with the water quality improvement provisions of the National Pollutant Discharge Elimination System Stormwater Phase II program of the Clean Water Act.

WHEREAS, Crowe Chizek has concluded that the existing rates and charges for the use of and services rendered by the Fort Wayne Stormwater Utility do not produce sufficient revenue to satisfy the requirements of the Utility, including but not limited to those costs related to the Utility's CIP and regulatory compliance and therefore recommends that the existing rates and charges should be increased from a monthly rate of $2.20 per ERU to a monthly rate of $3.65 per ERU; and

WHEREAS, the Board of Stormwater Management recognizes that at a certain level of ERUs the cost of managing additional stormwater from private property becomes

marginal, thereby allowing for a declining block rate structure where ERUs over a certain amount may be assessed at a lower rate; and

WHEREAS, the Board of Stormwater Management acknowledges that it is the responsibility of all property owners within the City to share some of the costs of stormwater management including the cost of federal regulatory programs intended to improve water quality.

NOW, THEREFORE, BE IT RESOLVED by the Board of Stormwater Management of the City of Fort Wayne, Indiana:

That the existing rates and charges for the use of and services rendered by the Fort Wayne Stormwater Utility do not produce sufficient revenue to:

- Pay all of the legal and other necessary expenses incident to the operation of the utility, including maintenance costs, operating charges, upkeep, repairs, depreciation, and interest charges on bonds or other obligations;
- Provide a sinking fund for the liquidation of bond or other indebtedness and a debt service fund;
- Provide adequate money for working capital and to make extensions and replacements to the extent not provided for through depreciation;
- Meet the financial obligations of the Utility's CIP including the planned construction of flood mitigation facilities in some neighborhoods; and
- Provide for compliance with the water quality improvement provisions of the National Pollutant Discharge Elimination System Stormwater Phase II program of the Clean Water Act;

That an increase in the Stormwater Utility's rates and charges is necessary to provide sufficient revenue to maintain the utility property in a sound physical and financial condition to render adequate and efficient service and to fund the Utility's CIP, which increase will produce a fair and just rate for such services and improvements; and

That the Board of Stormwater Management does hereby recommend that the Common Council of the City of Fort Wayne amend Chapter 53 of the Fort Wayne Code of Ordinances to increase the stormwater service fee according to the following schedule:

First 199 ERUs	$3.65 per ERU per month
Next 300 ERUs	10% discount
Over 500 ERUs	20% discount

That properties exempt from property taxation should be entitled to a 25% discount off of the gross ERUs assigned for any such land or building under § 53.06 where the statutory exemption has been granted and can be confirmed through the records of the Allen County Auditor's office, upon proper application for said discount:

That all properties within the City of Fort Wayne have an obligation to pay a portion of the cost of meeting federal stormwater quality regulations which benefit the entire community, the estimated cost for that program and administration to be 35% of the Stormwater Utility's budget so therefore, no property should be entitled to a combination of credits and discounts equal to more than 65% of the gross ERUs assigned to that

property. Further, that provisions that allow a full stormwater fee credit for properties located within drainage maintenance and repair districts created under IC 14-27-8-4 should be eliminated.

Adopted and approved this 19th **day of** October, **2005**.

Fort Wayne, Indiana
Board of Stormwater Management

By:

Greg Meszaros, Chairman

John Suarez, Member

Regina A. Kostoff, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

EDSALL AVENUE DRAINAGE IMPROVEMENT
IMPROVEMENT RESOLUTION NO. 1818-2005

WHEREAS, a chronic stormwater drainage problem exists in the right-of-way of Edsall Avenue from Raymond Avenue to Pontiac Street in the City of Fort Wayne, Indiana; and

WHEREAS, Water Resources determined that this is a public problem and a repair is warranted; and

WHEREAS, Water Resources has developed an improvement plan to repair the stormwater drainage problem; and

WHEREAS, improvement involves the installation of approximately 607+/- LF of 15-inch HDPE pipe, 80+/- L. F. of 12" PVC SDR21 pipe, and three (3) 48" conc. Manholes and seven (7) conc. Inlets;

WHEREAS, Water Resources has received invitational bids for said improvement from the following contractors:

Liberty Construction, Inc.	**$71,587.00**
Bercot, Inc.	**$72,825.00**
T- E, Inc.	**$74,985.00**

NOW, THEREFORE, the Board of Stormwater Management hereby declares a drainage improvement is necessary and requests the Purchasing Department to issue a Purchase Order to **Liberty Construction, Inc**. in the amount of $**71,587.00**.

Adopted, this 19th day of October, 2005.

BOARD OF STORMWATER MANAGEMENT

Greg Meszaros
Chairman

John Suarez
Member

Regina A. Kostoff
Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

1
2

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 19,2005

RE: 2005 Fort Wayne Municipal Building Corp - Fire Stations #18 & #19

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $992,050.37 to be paid from the proceeds of the 2005 FWMBC - Fire Stations #18 & #19 which are held in an escrow at Wells Fargo Corporate Trust Services.

Robert E. Crosby	PR #10	161,712.00
Schenkel Shultz	PR #11	3,161.84
Fetters Construction	PR #12	103,398.86
Bank One	PR #12	11,488.76
Robert E. Crosby	PR #13	121,698.00
Fetters Construction	PR #14	193,595.03
Bank One	PR #14	21,510.56
Schenkel Shultz	PR #14	3,115.42
Crowe Chizek	PR #14	1,513.16
Schenkel Shultz	PR #15	3,151.42
Fetters Construction	PR #16	178,016.96
Bank One	PR #16	19,779.66
Robert E. Crosby	PR #16	166,770.00
Schenkel Shultz	PR #17	3,138.70
Total for Payment Request #9		**$ 992,050.37**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

October 19 2005
Date

1
2

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: October 26,2005

RE: 2005 Fort Wayne Municipal Building Corp - Fire Stations #18 & #19

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $344,964.33 to be paid from the proceeds of the 2005 FWMBC - Fire Stations #18 & #19 which are held in an escrow at Wells Fargo Corporate Trust Services.

Robert E. Crosby	PR #18	63,695.25
Fetters Construction	PR #18	253,142.17
Bank One	PR #18	28,126.91
Total for Payment Request #18		**$ 344,964.33**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

October 26, 2005
Date

1
2

NEBRASKA LIFT STATION IMPROVEMENTS
RESOLUTION NO. 1712-2004

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, **NEBRASKA LIFT STATION IMPROVEMENTS**.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $383,000.00.

APPROVED THIS 26th DAY OF October, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: _____
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

2

IMPROVEMENT RESOLUTION NO. 7069-05

ARTERIAL CONCRETE REPAIRS 2005
WORK ORDER NO. 11916

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: 4900-5000 Coldwater Rd. , 5100 Coldwater Rd. 212 E. Washington Cntr. Rd., 1500-1600 St. Joseph Cntr., 5890 N. Clinton St., 4908 E. State Blvd. and 6049 E. State Blvd., by repairing pavement blow ups , replacement of traffic loops and restoration.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 26th day of October, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: ARTERIAL CONCRETE REPAIRS 2005
DATE: 9/21/2005
BID DATE:

RES. NO.: 7069-05
W.O. NO.: 11916

ITEM NO.	ITEM	PLAN QTY	UNIT	UNIT COST ($)	AMOUNT ($)
1	REMOVE & REPLACE 9" CONCRETE PAVEMENT 7 BAG MIX WITH PLASTICIZER OR 2% CALCIUM	652	SY	50.00	32600.00
2	REMOVE & REPLACE CONCRETE CURB TYPE II - A	175	LF	12.00	2100.00
3	COMPACTED AGGREGATE FOR BASE "O" #53	114	TON	15.00	1710.00
4	TOPSOIL	45	TON	18.00	810.00
5	BACKFILL FOR BEHIND CURBS	27	TON	10.00	270.00
6	ADJUST CASTING TO GRADE undistributed	2	EA	150.00	300.00
7	J- BOLTS	178	EA	8.00	1424.00
8	CONSTRUCTION SIGNS TYPE "A"	12	EA	80.00	960.00
9	ARROW BOARD	36	DAYS	15.00	540.00
10	DRUMS WITH LIGHTS	72	EA	20.00	1440.00
11	Standard Barricade, Type III	20	EA	65.00	1300.00
12	MOBILIZATION AND DEMOBILIZATION	1	LS	2800.00	2800.00
13	MAINTENANCE OF TRAFFIC	1	LS	2800.00	2800.00
14	LOAD TRANSFER CONSTRUCTION JOINT w/ 1" EXPANSION JOINT	190	LF	12.00	2280.00
15	SAW SLOT & SEALER	120	LF	10.00	1200.00
16	1C/14 LOOP CABLE	410	LF	0.50	205.00
17	DETECTOR HOUSING	1	EA	750.00	750.00
18	2" STEEL CONDUIT	30	LF	30.00	900.00
19	2c / 16 SHIELDED CABLE	300	LF	1.25	375.00

SUB-TOTAL:	$	54,764.00
E&I @16%	$	8,762.24
TOTAL:	$	63,526.24

19
20
21
22

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: October 27, 2005

RE: SRF (STATE REVOLVING FUNDS) – WPCP HEADWORKS PROJECT

Please include the following SRF payment with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payment in the amount of **$ 8,286.00** to be paid from State Revolving Funds.

Draw #138	CH2M Hill	$ 8,286.00
	Total SRF Payment	**$ 8,286.00**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

November 2, 2005
Date

19
20
21
22

A RESOLUTION declaring the intent
to sell real estate owned by the City of
Fort Wayne.

Resolution #92-11-2-05-1

WHEREAS, The City of Fort Wayne Board of Public Works is listed as the owner of property located at 6001 Radcliffe Dr., Fort Wayne, Indiana and more particularly described as:

Part of FRL W 676.17 OF E 3036.66 OF S 1873.07FT N1/2 EX W 481.39 OF N 235FT SEC 30

WHEREAS, The Board of Public Works has determined that the City of Fort Wayne has no present use for this property, and that future use by the City is unlikely.

NOW, THEREFORE, the Board of Public Works of the City of Fort Wayne, Indiana, hereby resolves to declare an intent to sell the above-named property, following all applicable state statutes.

Signed this 2nd day of November, 2005.

CITY OF FORT WAYNE

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

19
20
21
22

****** REAL PROPERTY MASTER FILE CHANGE 2005 PAY 2006 ******

KEY NUMBER: 02-13-30-251-001.500-070 / 65-0030-5002
TAX CODE =

OWNER NAME/ADDRESS
FORT WAYNE CITY OF
REDEVELOPMENT COMMISSION
E MAIN ST
T WAYNE, IN 46802 0000

LEGAL DESCRIPTION
FRL W 676.17 OF E 3036.66 OF
S 1873.07FT N1/2 EX W 481.39
OF N 235FT SEC 30

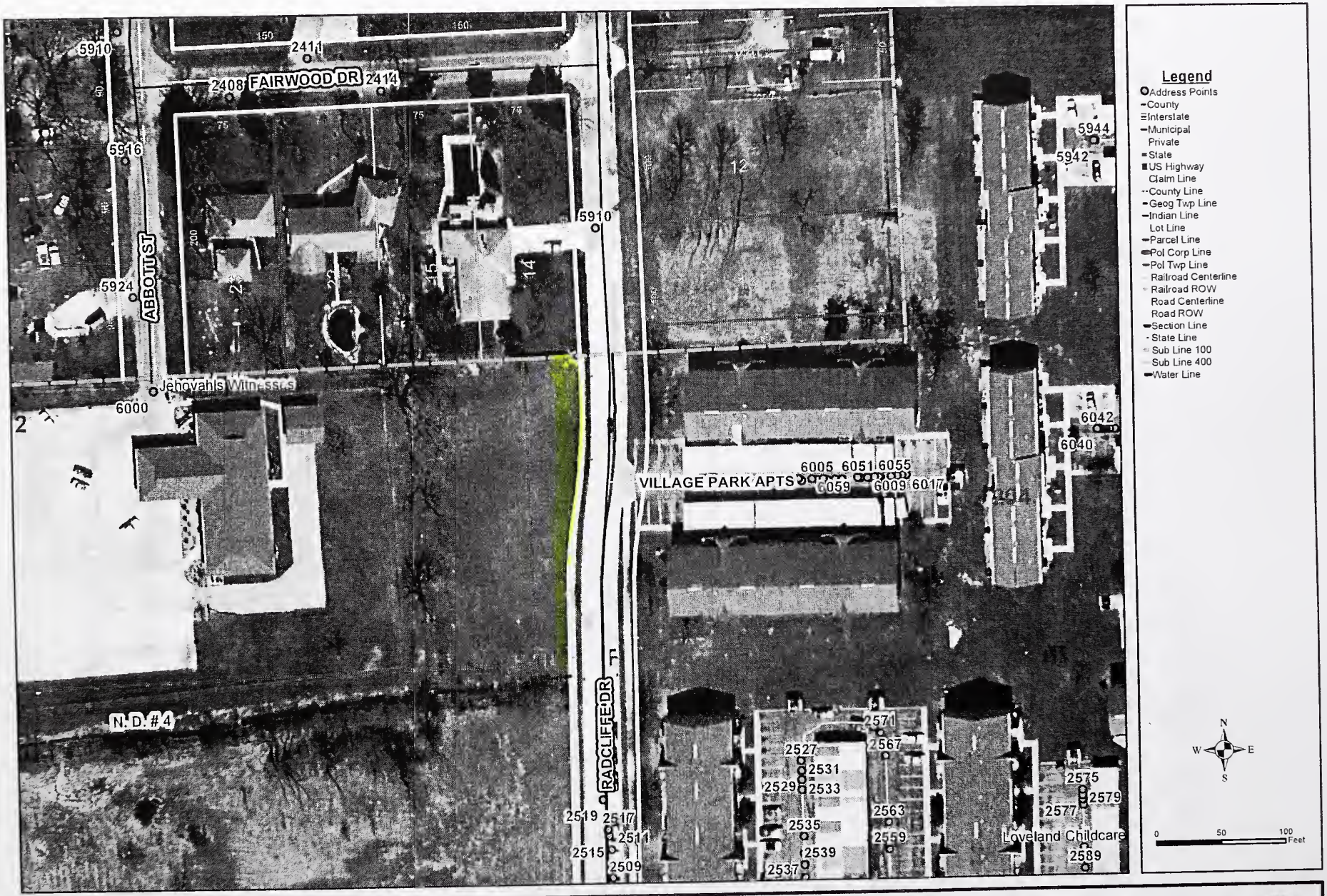
PROP ADD HOUSE #: 06001 DIR:
STREET : RADCLIFFE DR
ZIP CODE: 00000
DEED: REF#: 96-14558 TRNDAT: 11181996
ACTIVITY DATES: 10082004 06152004
R LAND: 000000000 HOMESTEAD YR = 0000
NR LAND: 000000000 HOME FLAG: N - 00000
TL LAND: 000000000 ACRES: 22.44
R IMPV: 000000000 USE CODE: 640
NR IMPV: 000000000
TL IMPV: 000000000

DRAIN INFORMATION

	NUMBER	ACRES	AMOUNT
01	0000000	0.00	0.00
02	0000000	0.00	0.00
03	0000000	0.00	0.00
04	0000000	0.00	0.00
05	0000000	0.00	0.00
06	0000000	0.00	0.00
07	0000000	0.00	0.00
08	0000000	0.00	0.00

XMPT	CTL#	BK#	PG1	PG2
000000000	00000	00000	000	000
000000000			0	
000000000	RECONSTRUCTION INFO			
000000000			0.00	
			0.00	

19
20
21



Allen County, Indiana

©2004 Board of Commissioners of the County of Allen
North American Datum 1983
State Plane Coordinate System, Indiana East
Photos: Spring 2003 / Contours 1999

Although strict accuracy standards have been employed in the compilation of this map, Allen County does not warrant or guarantee the accuracy of the information contained herein and disclaims any and all liability resulting from any error or omission in this map.

SHERWOOD TERRACE SEWER IMPROVEMENTS PROJECT

RESOLUTION NO. 1771-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

> Orders the Installation of approximately 387 L.F. of 12-inch to 30-inch sewers, 5 manholes, a backflow preventer, water level sensing equipment, and all other appurtenances and work necessary for the sewer improvements to Sherwood Terrace (from Hartman Rd. to Stratford Rd.), 4711 to 4823 Stratford Rd., Foster Park (E/O Hartman Rd. and S/O Sherwood Terrace), 930 Prange Dr., and the intersection of Sherwood Terrace and South Wayne Ave.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled "Sherwood Terrace Sewer Improvements".

Declares the cost of the said improvements shall be paid by the funds from the WPC Sewer Utility Revenue.

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there no costs associated with the purchase of any land associated with this project.

Declares the engineer's estimate of the project's total cost is $ 175,000.00

Declares this project will not change fees currently paid by property owners in project area.

APPROVED THIS 9th DAY OF November, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

19
20
21

LAKE FOREST I/I REMOVAL PILOT PROJECT
RESOLUTION NO. 1788-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

By using pre-approved methods, the CONTRACTOR shall complete an SSES study and act on those recommendations in order to remove at least 20% of the average daily flow from the sewers entering the Lake Forest pump station.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, LAKE FOREST I/I REMOVAL PILOT PROJECT:

Declares that this project will be constructed by means of a design/build contract in accordance with Indiana Code IC 5-30.

Declares that the Technical Review Committee shall be comprised of three (3) City of Fort Wayne representatives (Nathan Baggett, Mike Hicks, Ray Wigfield), one (1) contractor (Ted Nitza, Secant Group), and one (1) Professional Engineer (Paul Powers PE, Malcolm Pirnie).

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is expected to be less than $300,000.

APPROVED THIS 9th DAY OF November, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

20
21

ST JOE – EBY RD
– SEWER EXTENSION
RESOLUTION NO. 1810-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

The construction of approximately 983 LF of 24-inch sanitary gravity sewer, 1190 LF of 12-inch sanitary force main, 5 manholes, 2 air release valves, and all other appurtenances and work as necessary for the sewer extension project.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "ST JOE – EBY RD SEWER EXTENSION"

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire the property rights described in Attachment "A" (Property Acquisition Summary Sheet).

States there is a cost of $2,698.00 for the purchase of easements associated with this project.

Declares the engineer's estimate of the project's total cost is $400,000.

Declares this project will not change fees currently paid by property owners in the area.

APPROVED THIS 9th DAY OF November, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

21

Attachment "A"

Property Acquisition Sheet

St Joe - Eby Rd Sewer Extension

PARCEL NO.	OWNER	PROPERTY ADDRESS	SHEET NUMBERS (Plans)	SOURCE OF TITLE DEED RECORD NUMBER	PERMANENT SEWER EASEMENT (SQ. FT.)	TEMPORARY CONSTRUCTION EASEMENT (SQ. FT.)	REMARKS	EASEMENT DOCUMENT NUMBER
A	Thomas G. Steenport & Catherine Steenport	9711 St Joe Rd	4 -6	205027478	5,072	7,842		
B	Behepe, Inc.	5900 Palo Verde Ct	4-5	88-022917	3,253	1,370		
C	Behepe, Inc.	5900 Palo Verde Ct	3-5	88-022917	15,242	7,500		

RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Establish the
The Notestine Road Corridor Sanitary Sewer Area Connection Fee
Resolution No. 92-11-16-05-1

WHEREAS, on the 26th day of February, 2003, the Board of Public Works (Board) approved Resolution No. 90-64-20 authorizes the establishment of cumulative funds to hold area connection fees collected for the purpose of defraying costs for planning, engineering, financing and construction of sanitary sewer related projects within specific service areas;

WHEREAS, studies indicate that the continued cost of sanitary sewer planning, engineering and construction projects in the Notestine Road area is more than $500,000;

WHEREAS, the Board finds that all new customers to the area of the Notestine Road Corridor area should be assessed a portion of the costs necessary to fund the required improvements to the system; and

WHEREAS, the Board defined the Equivalent Residential Unit (ERU) by a Board Resolution adopted September 5, 2001 and as subsequently amended on April 9, 2003 as an acceptable unit of measure for determining Area Connection Fees for real estate to the service by the City.

NOW THEREFORE BE IT RESOLVED, that the Board adopts the ERU based Area Connection Fees as set forth below for all real estate in the area generally located in the area described on Exhibit A as the area subject to the Notestine Corridor Area Connection Fee – Sanitary Sewer. This adoption consolidates all previous Area Connection Fee designations for the same specified area. This shall be effective this date and until such time modified. Said fees shall be collected prior to connection to the facilities described herein.

The ERU fees are set forth below:

Notestine Corridor	$1,700 per ERU.

BE IT FURTHER RESOLVED, that such respective fees shall be placed in their respective and appropriate cumulative funds.

BE IT FURTHER RESOLVED, that the fees may be adjusted for inflation each year based on increases of the All Urban Consumer Price Index.

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional specific sanitary sewer charges and fees may be established by the Board to fund projects relating to sanitary sewer improvements within the area.

BE IT FURTHER RESOLVED that the Board may consider and approve adjustments to these area connection fees to previous amounts based on the request of property

10
11
12
13
14
15
16
17

owners of real estate in the respective areas that had documented plans for development of real estate in the specific areas before the approval of this resolution.

APPROVED THIS 16th **day of** November **, 2005.**

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk of the Board

This document prepared by Thomas T. Nitza, Jr., P.E., Water Resources.

11
12
13
14
15
16
17

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Regina A. Kostoff, Ryan T. Chasey, John Suarez of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this 16th day of November 2005.

Michelle R. Hadley
Notary Public
Resident of Allen County
Michelle R. Hadley
Printed Name of Notary

My Commission Expires:

MICHELLE RENEE HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires 11/26/2006

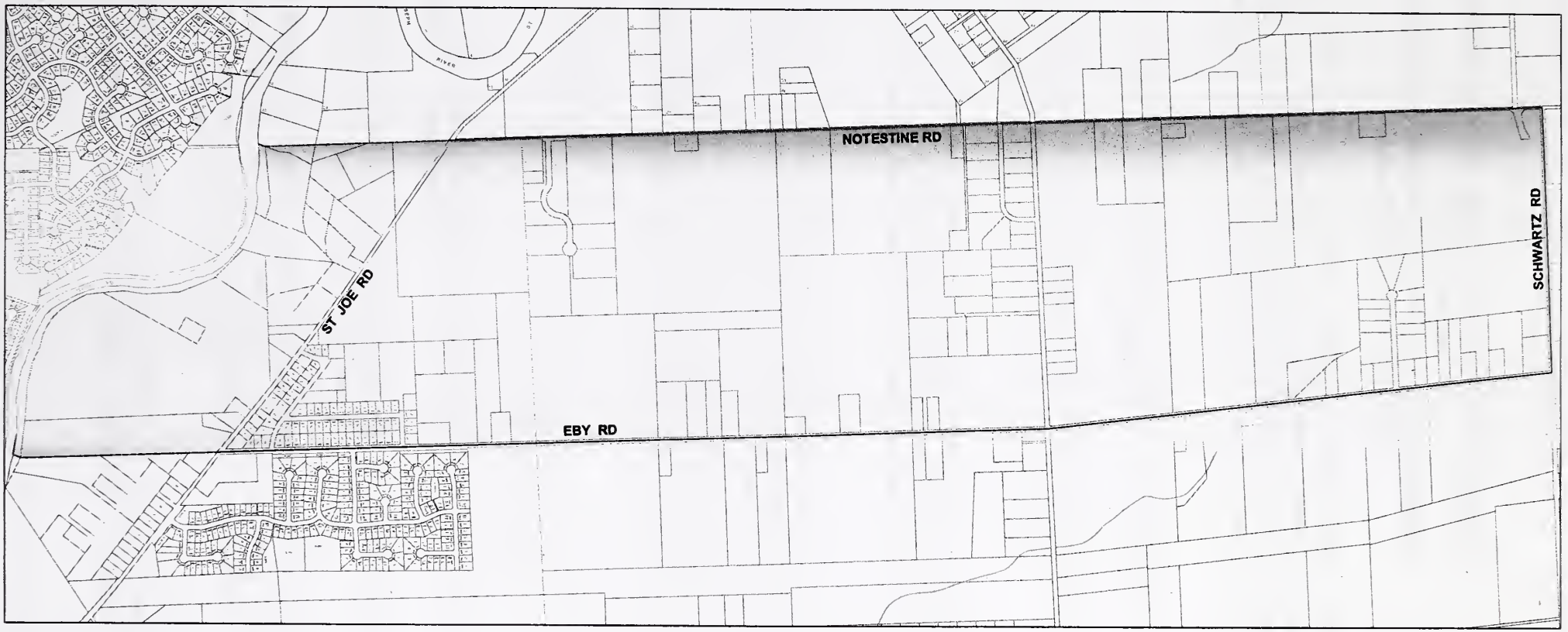
11
12
13
14
15
16
17

NOTESTINE CORRIDOR
Area Connection Fee - Sanitary Sewer
Exhibit A

Subject to the Notestine Corridor
Area Connection Fee - Sanitary Sewer

SCALE

OCT 27 2005
FILENAME: \city_utilities\sewer\gws\new_cheds.gws
Prepared By Fort Wayne Utility/Public Works GIS



RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Establish the
The Hawthorn East Sanitary Sewer Area Connection Fee
Resolution No.92-11-16-05-2

WHEREAS, on the 26th day of February, 2003, the Board of Public Works (Board) approved Resolution No. 90-64-20 authorizes the establishment of cumulative funds to hold area connection fees collected for the purpose of defraying costs for planning, engineering, financing and construction of sanitary sewer related projects within specific service areas;

WHEREAS, studies indicate that the continued cost of sanitary sewer planning, engineering and construction projects in the Hawthorn East area is more than $2,000,000;

WHEREAS, the Board finds that all new customers to the area of the Hawthorn East area should be assessed a portion of the costs necessary to fund the required improvements to the system; and

WHEREAS, the Board defined the Equivalent Residential Unit (ERU) by a Board Resolution adopted September 5, 2001 and as subsequently amended on April 9, 2003 as an acceptable unit of measure for determining Area Connection Fees for real estate to the service by the City.

NOW THEREFORE BE IT RESOLVED, that the Board adopts the ERU based Area Connection Fees as set forth below for all real estate in the area generally located in the area described on Exhibit A as the area subject to the Hawthorn East Area Connection Fee – Sanitary Sewer. This adoption consolidates all previous Area Connection Fee designations for the same specified area. This shall be effective this date and until such time modified. Said fees shall be collected prior to connection to the facilities described herein.

The ERU fees are set forth below:

Hawthorn East	$2,350 per ERU.

BE IT FURTHER RESOLVED, that such respective fees shall be placed in their respective and appropriate cumulative funds.

BE IT FURTHER RESOLVED, that the fees may be adjusted for inflation each year based on increases of the All Urban Consumer Price Index.

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional specific sanitary sewer charges and fees may be established by the Board to fund projects relating to sanitary sewer improvements within the area.

BE IT FURTHER RESOLVED that the Board may consider and approve adjustments to these area connection fees to previous amounts based on the request of property

11
12
13
14
15
16
17

owners of real estate in the respective areas that had documented plans for development of real estate in the specific areas before the approval of this resolution.

APPROVED THIS 16th **day of** November**, 2005.**

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk of the Board

This document prepared by Thomas T. Nitza, Jr., P.E., Water Resources.

12
13
14
15
16
17

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Regina A. Kostka, Ryan P. Chasey, John Suarez of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this 16th day of November 2005.

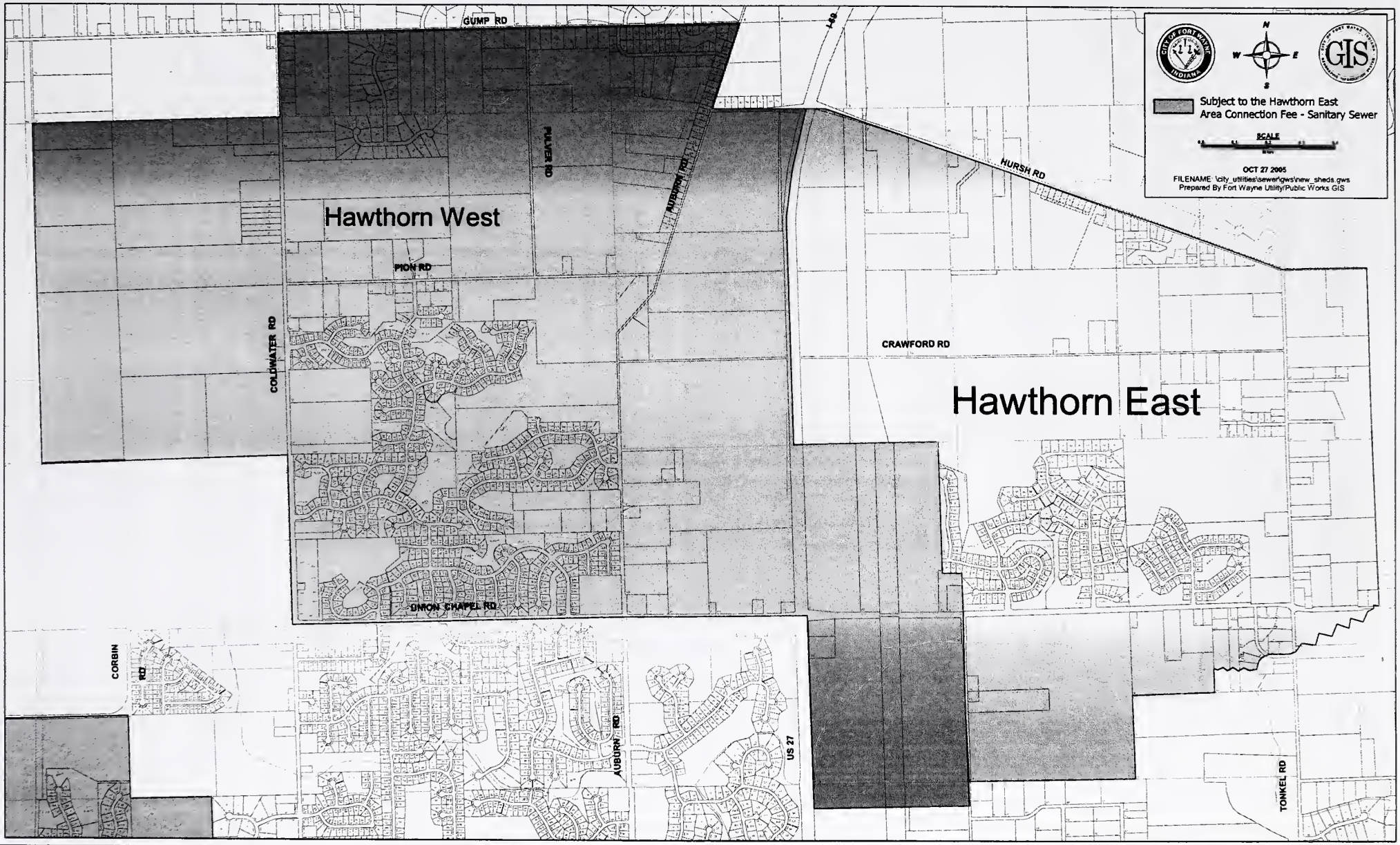
Michelle R. Hadley
Notary Public
Resident of Allen County
Michelle R. Hadley
Printed Name of Notary

My Commission Expires:

MICHELLE R...
Notary Public, S...
County...
My Commission E...

12
13
14
15
16
17

HAWTHORN EAST
Area Connection Fee - Sanitary Sewer
Exhibit A



RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Establish the
The Hawthorn West Sanitary Sewer Area Connection Fee
Resolution No. 92-11-16-05-3

WHEREAS, on the 26th day of February, 2003, the Board of Public Works (Board) approved Resolution No. 90-64-20 authorizes the establishment of cumulative funds to hold area connection fees collected for the purpose of defraying costs for planning, engineering, financing and construction of sanitary sewer related projects within specific service areas;

WHEREAS, studies indicate that the continued cost of sanitary sewer planning, engineering and construction projects in the Hawthorn West area is more than $2,000,000;

WHEREAS, the Board finds that all new customers to the area of the Hawthorn West area should be assessed a portion of the costs necessary to fund the required improvements to the system; and

WHEREAS, the Board defined the Equivalent Residential Unit (ERU) by a Board Resolution adopted September 5, 2001 and as subsequently amended on April 9, 2003 as an acceptable unit of measure for determining Area Connection Fees for real estate to the service by the City.

NOW THEREFORE BE IT RESOLVED, that the Board adopts the ERU based Area Connection Fees as set forth below for all real estate in the area generally located in the area described on Exhibit A as the area subject to the Hawthorn West Area Connection Fee – Sanitary Sewer. This adoption consolidates all previous Area Connection Fee designations for the same specified area. This shall be effective this date and until such time modified. Said fees shall be collected prior to connection to the facilities described herein.

The ERU fees are set forth below:

Hawthorn West	$2,700 per ERU.

BE IT FURTHER RESOLVED, that such respective fees shall be placed in their respective and appropriate cumulative funds.

BE IT FURTHER RESOLVED, that the fees may be adjusted for inflation each year based on increases of the All Urban Consumer Price Index.

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional specific sanitary sewer charges and fees may be established by the Board to fund projects relating to sanitary sewer improvements within the area.

12
13
14
15
16
17

BE IT FURTHER RESOLVED that the Board may consider and approve adjustments to these area connection fees to previous amounts based on the request of property owners of real estate in the respective areas that had documented plans for development of real estate in the specific areas before the approval of this resolution.

APPROVED THIS 16th **day of** November**, 2005.**

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk of the Board

This document prepared by Thomas T. Nitza, Jr., P.E., Water Resources.

13
14
15
16
17

ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Benjamin A. Host, Ryan P. Chosey, John Searcy of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this 16th day of November 2005.

Michelle R. Hadley
Notary Public
Resident of Allen County

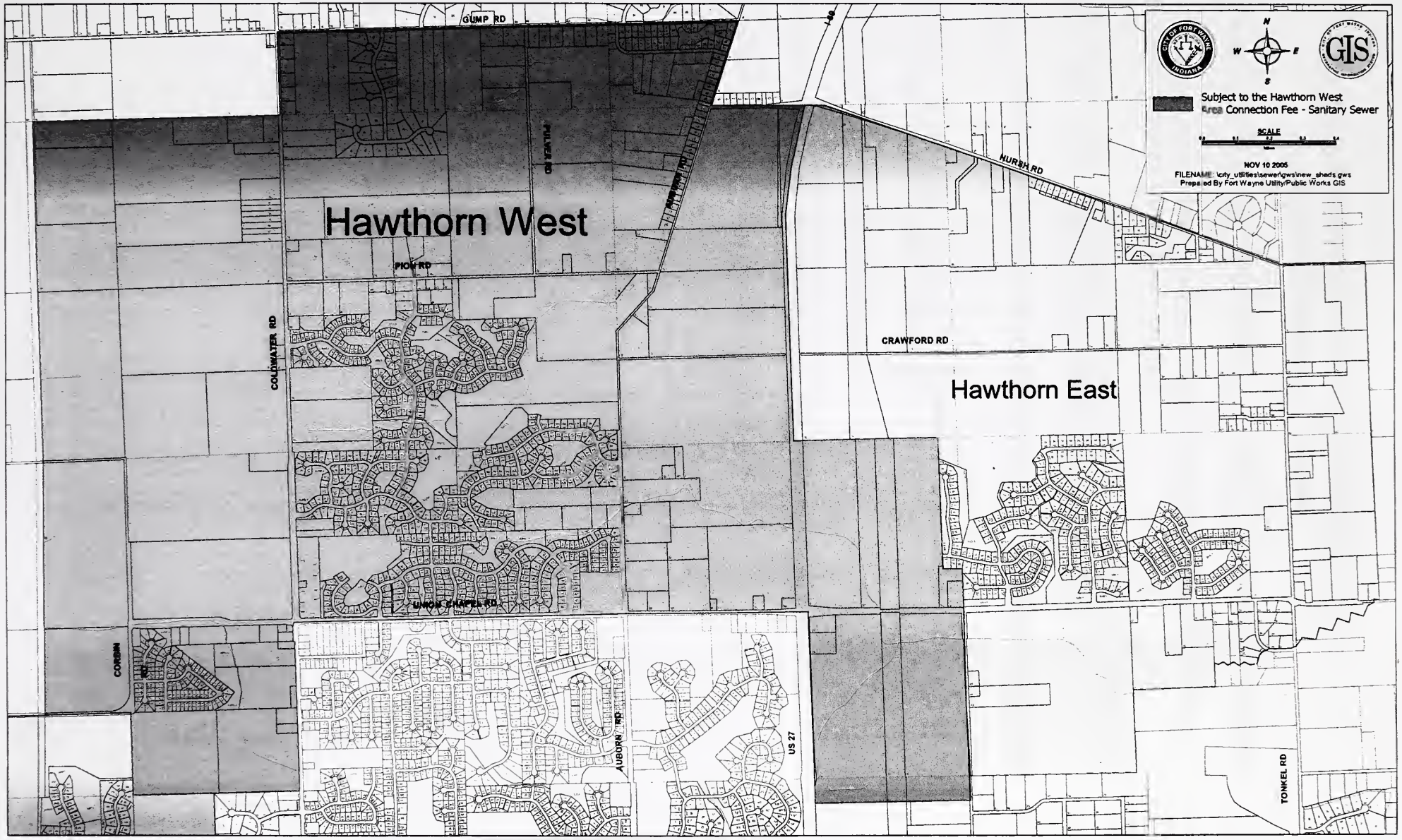
Michelle R. Hadley
Printed Name of Notary

My Commission Expires:

MICHELLE R. HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires 11/26/2006

13
14
15
16
17

HAWTHORN WEST
Area Connection Fee - Sanitary Sewer
Exhibit A



EVARD ROAD LIFT STATION REHABILITATION
RESOLUTION NO. 1733-2005

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Demolition of existing pump (1), floats, controls, valves, and valve vault. Installation of new pumps (2), multitrode, controls, valves, and valve vault.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, EVARD ROAD LIFT STATION REHABILITATION

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Sewer Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $205,000

APPROVED THIS 16th DAY OF November, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

13
14
15
16
17

THREE RIVERS WATER FILTRATION PLANT VALVES PH1
RESOLUTION NO. 1725-2004

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

Large valves, actuators, controls, and other associated work in the plant 2 filter pipe gallery will be replaced with this project.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, THREE RIVERS WATER FILTRATION PLANT VALVES PH 1

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Water Utility (Revenue bond).

Declares the project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is 1,100,000

APPROVED THIS 16th DAY OF November, 2005.

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

14
15
16
17

BURNS, PURSLEY AND COX AREA
STORMWATER SYSTEM IMPROVEMENTS
RESOLUTION NO. 1690-2005

RESOLUTION by the Board of Storm water Management of the City of Fort Wayne, Indiana, that:

Orders the construction of approximately 3200 LF of 12-inch to 18-inch storm sewer pipe with all appurtenant manhole and inlet structures, associated with the drainage improvements of the Burns, Pursley and Cox area between Harrison Street and Fairfield Ave.

Declares that said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled "BURNS, PURSLEY AND COX AREA STORMWATER SYSTEM IMPROVEMENTS".

Declares the cost of said improvements shall be paid by STORMWATER UTILITY FUNDS.

Declares the "BURNS, PURSLEY AND COX AREA STORMWATER SYSTEM IMPROVEMENTS" project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that the "BURNS, PURSLEY AND COX AREA STORMWATER SYSTEM IMPROVEMENTS" project is of public utility and benefit.

Declares the "BURNS, PURSLEY AND COX AREA STORMWATER SYSTEM IMPROVEMENTS" project does not require the acquisition of property rights.

Declares the engineer's estimate of "BURNS, PURSLEY AND COX AREA STORMWATER SYSTEM IMPROVEMENTS" project total cost is $350,000.00.

Declares the "BURNS, PURSLEY AND COX AREA STORMWATER SYSTEM IMPROVEMENTS" project will not change fees currently paid by property owners in the area.

15
16
17

ADOPTED THIS 16th **DAY OF** November, **2005**

BOARD OF STORMWATER MANAGEMENT

BY: _____
Greg Meszaros, Chairman

BY: _____
John Suarez, Member

BY: _____
Regina A. Kostoff, Member

IMPROVEMENT RESOLUTION NO. 7071-05

FIRE STATION 19 WALKING PATH PROJECT
WORK ORDER NO. 11931

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: FIRE STATION 19 SITE BY CONSTRUCTION OF NEW WALKING PATHS IN PUBLIC RIGHT-OF-WAY ALONG THE ABUTTING STREETS. THE CONSTRUCTION WORK INCLUDES EARTHWORK, AND PAVING 8 FOOT WIDE ASPHALT PATH.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 16th day of November, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

16

17

ESTIMATE OF QUANTITIES

PROJECT: FIRE STATION #19 WALKING PATH PROJECT RES. NO.: 7071-05

DATE: NOVEMBER 9, 2005 W.O. NO.: 11931

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Site Clearing	1	LS	500.00	500.00
2.	Borrow	25	CY	12.00	300.00
3.	Compacted INDOT #53 Crushed Limestone	110	TON	15.00	1650.00
4.	Bituminous Base, No #5	60	TON	40.00	2400.00
5.	Bituminous Surface, No #11	20	TON	55.00	1100.00
6.	Top Soil	20	TON	15.00	300.00
7.	Mulch Seeding	210	SY	2.00	420.00
8.	Production Staking	1	LS	500.00	500.00
9.	Mobilization / Demobilization	1	LS	2500.00	2500.00

SUB-TOTAL: 9670.00
E&I @25% 2417.50

TOTAL: $12,087.50

17

Revised 02-13-04

IMPROVEMENT RESOLUTION NO. 7070-05

FIRE STATION 18 WALKING PATH PROJECT
WORK ORDER NO. 11930

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: FIRE STATION 18 SITE BY CONSTRUCTION OF NEW WALKING PATHS IN PUBLIC RIGHT-OF-WAY ALONG THE ABUTTING STREETS. THE CONSTRUCTION WORK INCLUDES EARTHWORK, AND PAVING 10 FOOT WIDE ASPHALT PATH.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 16th day of November, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

17

ESTIMATE OF QUANTITIES

PROJECT: FIRE STATION #18 WALKING PATH PROJECT RES. NO.: 7070-05

DATE: NOVEMBER 9, 2005 W.O. NO.: 11930

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Site Clearing	1	LS	500.00	500.00
2.	Borrow	76	CY	12.00	912.00
3.	Compacted INDOT #53 Crushed Limestone	360	TON	15.00	5400.00
4.	Bituminous Base, No #5	195	TON	40.00	7800.00
5.	Bituminous Surface, No #11	65	TON	55.00	3575.00
6.	Top Soil	70	TON	15.00	1050.00
7.	Mulch Seeding	690	SY	2.00	1380.00
8.	Production Staking	1	LS	500.00	500.00
9.	Mobilization / Demobilization	1	LS	2500.00	2500.00

SUB-TOTAL: 23617.00
E&I @25% 5904.25

TOTAL: $29,521.25

PARKERDALE SANITARY SEWER PETITION EXTENSION
RESOLUTION NO. 1587-2004

AMENDED

RESOLUTION BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana that:

> Orders the construction of a sanitary sewer lift station and approximately 3,500 lineal feet of 6-inch force main, along with approximately 11,550 lineal feet of 8-inch gravity sanitary sewer and appurtenances to serve 123 properties in the St. Joe Road, Evard Road, Parkerdale Drive and Parkerdale Addition area in northeast Fort Wayne.

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, "Parkerdale Sanitary Sewer Extension East and West Phases".

Declares the cost of the said improvements shall be paid by the funds from the property owners (Barrett Law) and the Fort Wayne Sanitary Sewer Utility through the State Revolving Fund (SRF) Non-Point Source Loan Fund .

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

Declares Board of Public Works will acquire the property rights per Resolution 91-43-5, Resolution 91-74-9 and resolution 91-124-19 and as summarized in Attachment "A" (Property Acquisition Summary).

States there are costs associated with the purchase of land for purposes of constructing a sanitary sewer lift station and access easement totaling $17,432.50.

Declares the engineer's estimate of the project's total cost is $2,700,000.

Declares that the project includes additional area connection fees associated with the construction of the lift station and force main to serve the area; consequently, the property owner assessment for the sanitary sewer portion of the project will be $4,000 per tap. Therefore, the maximum fee to be collected from the affected property owners are those shown on the Attachment "B."

18

Declares that the sanitary sewer assessment and area connection fees for the properties described on Attachment "C" may be deferred until a sewer tap connection is requested by the property owner, developer, or other party. Final ERU and area connection fee calculations for any deferred properties shall be determined based on fees and policies in effect at the time of connection, excepting the property located at 4109 Evard Road. Upon connection, the area connection fees and assessment for this property shall be collected in the amount shown in Attachment "C".

APPROVED THIS 16th DAY OF November, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

Marilyn Huth, Clerk

Exhibit A

Parkerdale Sanitary Sewer Petition Project - PROPERTY ACQUISITION SUMMARY

Parcel #	Po Name	House No.	Street	Perm E'ment Width	Temp P'ment Width	Instrument No.	Easement No.
1	Haupt, Charles & Wanita	4724	Ashland Dr	0	19	930024960	73
2	Shearin, David	4720	Ashland	0	15	950010875	74
3	Indiana & Michigan Power Company	4736	Ashland	10	5	D.R. 35 Pg 227	
4	Donald & Linda Rehling	7124	St Joe Road	10	10	79-7109	1
5	Stevan & Cheryl Evans	7112	St Joe Road	10	10	860046643	2
6	R.E. Properties, LLC	7102	St Joe Road	10	10	200004766	3
7	Christopher Caldwell	7044	St Joe Road	10	10	990071488	4
8	Christopher & Heidi Caccamo	7032	St Joe Road	10	10	960049549	5
9	Cathy Rechichi	7020	St Joe Road	10	10	202098440	6
10	Joe Crowl	7008	St Joe Road	10	10	201044135	7
11	Lawrence & Gina Shaw	6974	St Joe Road	10	10	200015404	8
12	Harry Jr. & Renee Brown	6992	St Joe Road	10	10	970034828	9
13	Scott Bradley	6950	St Joe Road	10	10	990053812	10
14	Lillian & Daniel Gebert	6938	St Joe Road	10	10	202050800	11
15	Betty & Edgar Schoenherr, est.	6924	St Joe Road	10	10	9400608883	12
16	John Kokovay	6914	St Joe Road	10	10	990070994	13
17	Kurtus & Sarah Powell	6842	St Joe Road	10	10	201091554	9
18	Carol Cavell	6814	St Joe Road	20	20	93-064291	44
19	Theodore & Verneda Johnson	6758	St Joe Road	20	20	73-76226	59
20	Darrell & Lavera Hitzemann	6744	St Joe Road	20	20	9800880260	60
21	Richard & Marjorie Motherwell	6728	St Joe Road	20	20	D.R.669 Pg 203-204	72

Exhibit A

Parkerdale Sanitary Sewer Petition Project - PROPERTY ACQUISITION SUMMARY

Parcel #	Po Name	House No.	Street	Perm E'ment Width	Temp P'ment Width	Instrument No.	Easement No.
22	Acle & Audrey Beerbower	6712	St Joe Road	20	20	D.R. 543 Pg 75	62
23	Shoaff Park Baptist Church	6651	St Joe Road	19	30	D.R. 587 Pg 190	73
24	Charles & Rebecca Ellis	6707	St Joe Road	5	14	74-23588	65
25	Ft Wayne Board of Park Comm.	6729	St Joe Road	5	15	203107184	3
26	Ft Wayne Board of Park Comm.		St Joe Road	20	20	89-037041	111
27	Aquarius 3, LLC	6839	St Joe Road			202081839	70
28	National Oil Company	6925	St Joe Road	40	20	D.R. 569 Pg 469	80
29	Greg & Tamme Calhoun	4508	Porter Dr	0	10	90-004637	53
30	Charles & Hilda Baker	4054	Evard Road	10	15	90041605	68
31	Daniel Gebert	4057	Evard Road	20	14 & 20	202055102	64
32	Christopher Moore	4109	Evard Road	0	20	200078168	79
33	Hilda Baker	4110	Evard Road	10	15	960058591	69
34	Jerry Gibson	4126	Evard Road	10	15	202089296	39
35	Jerry Gibson	4254	Evard Road	10	15	202103890	58
36	Morgan & Bristol Witte	4348	Evard Road	10	15	202085732	5
37	Dan & Sandra Witte	4414	Evard Road	10	15	203079972	63
38	Barbara Porter	4542	Evard Road	10	15	94-035009	46
39	Walter Rosenquist & Mary Fry	4550	Evard Road	10	15	202057346	114
40	Walter Brown	4606	Evard Road	10	15	20004412	115
41	Mark & Traci Seng	4626	Evard Road	10	15	201059221	116
42	Travis & Tamra Richardson	6925	46th Drive	5	10	950034955	56

Exhibit A

Parkerdale Sanitary Sewer Petition Project - PROPERTY ACQUISITION SUMMARY

Parcel #	Po Name	House No.	Street	Perm E'ment Width	Temp P'ment Width	Instrument No.	Easement No.
43	Paul & Jacqueline Oberhausen	6933	46th Drive	5	10	920051650	57
44	Richard Logan & Lawrence Endress	6941	46th Drive	5	10	77-11978	58
45	Steven & Sandra Becktell	7005	46th Drive	5	10	86-7137	59
46	Jessica Umber	6947	46th Drive	5	10	D.R. 606 Pg 491	60
47	Richard & Beverly Schantz	7023	46th Drive	5	10	D.R. 540 Pg 122	61
48	Ramon & Nina Chew	7035	46th Drive	10	10	940009768	62
49	Ambassador Builders, Inc.		Evard Road	30	0	93-052925	61
50	Deanna Stetzel & Betty Clayton	4213	Evard Road	20		201065061	99
51	Deanna Stetzel & Betty Clayton		Parkerdale Drive	20		201065060	28

Parcel	Property Owner	Property Address	Legal Description	ERUs	P'dale Lift Station Fee	St. Joe Area Connect Fee	No. of Taps	No. of Units	Unit Cost	Parkerdale P.O. Project Cost	Total P.O. Assess-ment	City Utilities Per Property Cost	Total Per Property Cost
1-15	Fritz, Matthew	7117 St. Joe Rd	Lot 8 P'dale Sec A	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-18	Roggy, Stanley & Helen	7029 St. Joe Rd	Lot 5 P'dale Sec A	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-19	Orthman, James & Rosa	7015 St. Joe Rd	Lot 4 P'dale Sec A	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-20	Stevens, Lawrence & Cynthia	7003 St. Joe Rd	Lot 3 P'dale Sec A	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-21	Ray, Nell	6967 St. Joe Rd	Lot 2 P'dale Sec A	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-22	Thomas, Shannon	6957 St. Joe Rd	Lot 1 P'dale Sec A	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-23	Johnson, Helen	6943 St. Joe Rd	75-0017-0100	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-57	Calhoun, Greg & Tamme	4508 Porter Drive	Lot 53 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-58	National Oil Company	6925 St. Joe Rd Mail: PO Box 476 Bluffton IN 46714	75-0017-0080	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-59	Rehling, Donald & Linda	7124 St. Joe Rd	Lot 1 Parkerdale Add	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-60	Evans, Stevan & Cheryl	7112 St. Joe Rd	Lot 2 Parkerdale Add	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-61	R.E. Properties, LLC	7102 St. Joe Rd Mail:308 Blue Jacket 25	Lot 3 Parkerdale Add	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-62	Caldwell, Christopher	7044 St. Joe Rd	Lot 4 Parkerdale Add	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-63	Caccamo, Christopher & Heidi	7032 St. Joe Rd	Lot 5 Parkerdale Add	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-64	Rechichi, Cathy	7020 St. Joe Rd	Lot 6 Parkerdale Add	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-65	Crowl, Joe	7008 St. Joe Rd	Lot 7 Parkerdale Add	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-66	Shaw, Lawrence & Gina	6974 St. Joe Rd	Lot 8 Parkerdale Add	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-67	Brown, Harry Jr. & Renee	6962 St. Joe Rd	Lot 9 Parkerdale Add	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-68	Bradley, Scott	6950 St. Joe Rd	Lot 10 Parkerdale Add	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-69	Gebert, Lillian & Daniel	6938 St. Joe Rd	Lot 11 Parkerdale Add	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942

Parcel	Property Owner	Property Address	Legal Description	ERUs	P'dale Lift Station Fee	St. Joe Area Connect Fee	No. of Taps	No. of Units	Unit Cost	Parkerdale P.O. Project Cost	Total P.O. Assess-ment	City Utilities Per Property Cost	Total Per Property Cost
2-70	Schoenherr, Betty & Edgar, est.	6924 St. Joe Rd	Lot 12 Parkerdale Add	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-71	Kokovay, John	6914 St. Joe Rd	Lot 13 Parkerdale Add	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-72	Boroff, Victoria	4611 Parkerdale Dr	Lot 54 P'dale Sec D	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-73	Hergatt, Diana	4631 Parkerdale Dr	Lot 55 P'dale Sec D	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-74	Richardson, Travis & Tamra	6925 46th Drive	Lot 56 P'dale Sec D	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-75	Oberhausen, Paul & Jacqueline	6933 46th Drive	Lot 57 P'dale Sec D	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-76	Logan, R. & Endress, Lawrence	6941 46th Drive	Lot 58 P'dale Sec D	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-77	Becktell, Steven & Sandra	7005 46th Drive	Lot 59 P'dale Sec D	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-78	Umber, Jessica	6947 46th Drive	Lot 60 P'dale Sec D	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-79	Schantz, Richard & Beverly	7023 46th Drive	Lot 61 P'dale Sec D	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-80	Chew, Ramon & Nina	7035 46th Drive	Lot 62 P'dale Sec D	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
2-82	Rynders, Todd & Tricia	4663 Parkerdale Dr	Lot 72 P'dale Sec D	0	$0	$0	0	0	$0	$0	$0	$0	$0
2-83	Glover, Calvin & Carolyn	4669 Parkerdale Dr	Lot 73 P'dale Sec D	0	$0	$0	0	0	$0	$0	$0	$0	$0
2-84	Ledford, Robert & Lisa	4679 Parkerdale Dr	Lot 74 P'dale Sec E	0	$0	$0	0	0	$0	$0	$0	$0	$0
2-85	Kalush, David	4747 Parkerdale Dr	Lot 75 P'dale Sec E	0	$0	$0	0	0	$0	$0	$0	$0	$0
3-86	Ashton, Patrick & Rockwell, R.	4750 Parkerdale Dr	Lot 1 P'dale Sec B	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-87	Bojrab, Gary	4732 Parkerdale Dr	Lot 2 P'dale Sec B	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-88	Brackmann, Edgar & Joan	4714 Parkerdale Dr	Lot 3 P'dale Sec B	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-89	Conn, Richard & Marcellyn	4680 Parkerdale Dr	Lot 4 P'dale Sec B	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-90	Howie, Charles & Marilyn	4666 Parkerdale Dr	Lot 5 P'dale Sec B	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942

Parcel	Property Owner	Property Address	Legal Description	ERUs	P'dale Lift Station Fee	St. Joe Area Connect Fee	No. of Taps	No. of Units	Unit Cost	Parkerdale P.O. Project Cost	Total P.O. Assess-ment	City Utilities Per Property Cost	Total Per Property Cost
3-91	Pepple, Bradford	4648 Parkerdale Dr	Lot 6 P'dale Sec B	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-92	Metel, Albert & Arlene	4626 Parkerdale Dr	Lot 7 P'dale Sec B	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-93	Merz, Kenneth & Mary	4610 Parkerdale Dr	Lot 8 P'dale Sec B	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-94	Powell, Kurtus & Sarah	6842 St. Joe Rd	Lot 9 P'dale Sec B	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-95	Cavell, Carol	6814 St. Joe Rd	75-0017-0044	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-96	Johnson, Theodore & Verneda	6758 St. Joe Rd	m&b	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-97	Hitzemann, Darrell & Lavera	6744 St. Joe Rd	m&b	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-98	Motherwell, Richard & Marjorie	6728 St. Joe Rd Mail: 1317 Archer Ave 35	m&b	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-99	Beerbower, Acle & Audrey	6712 St. Joe Rd	m&b	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-100	Moore, Christopher	4109 Evard Rd	75-0017-0079	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-101	Gebert, Daniel	4057 Evard Rd	75-0017-0064	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-102	Hale, Craig & Linda	4211 Evard Rd	75-0017-0067	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-103	Guinn, Russel Jr. & Margie	W of 4259 Evard Rd Mail: 4259 Evard Rd	75-0017-0075	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-104	Guinn, Russel Jr. & Margie	4259 Evard Rd	75-0017-0011	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-105	Gibson, Jerry	4254 Evard Rd	75-0017-0058	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-106	Gibson, Jerry	4126 Evard Rd	75-0017-0039	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-107	Baker, Hilda	4110 Evard Rd	75-0017-0069	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
3-108	Baker, Charles & Hilda	4054 Evard Mail: 4110 Evard Rd	75-0017-0068	0	$0	$0	0	0	$0	$0	$0	$0	$0
3-109	Gottit, Inc.	6652 St. Joe Rd Mail:10125 Silver Lake Ct	m&b	4	$5,600	$0	0	1	$4,000	$9,600	$9,600	$5,342	$14,942
3-110	GML Services, Inc.	6642 St. Joe Rd Mail:5029 Executer Dr 15		2	$2,800	$0	0	1	$4,000	$6,800	$6,800	$8,142	$14,942

Parcel	Property Owner	Property Address	Legal Description	ERUs	P'dale Lift Station Fee	St. Joe Area Connect Fee	No. of Taps	No. of Units	Unit Cost	Parkerdale P.O. Project Cost	Total P.O. Assess-ment	City Utilities Per Property Cost	Total Per Property Cost
3-115	Aquarius 3, LLC	6839 St. Joe Rd Mail: 2811 E State Blvd 05	75-0017-0070	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
4-116	Stetsel, Deanna & Clayton, Betty	4333 Evard Rd	75-0017-0099	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
4-117	Ambassador Builder's, Inc	Mail: 3032 Maumee Ave 46803	75-0017-0061	TBD		$0	1	1	$4,000	$4,000	$4,000	$10,942	$14,942
4-118	Parrish, Wesley & Olivia	4429 Evard Rd	75-0017-0029	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
4-119	Shannon, William & Cindy	4447 Evard Rd	75-0017-0032	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
4-120	Babbitt, Francis & Loretta	4513 Evard Rd	75-0017-0033	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
4-121	Cohen, Jack & Arlene	4601 Evard Rd Mail:1313 Collingsworth Place LA, CA 90069	75-0017-0104	TBD		$0	2	1	$4,000	$4,000	$4,000	$10,942	$14,942
4-122	Kees, Darrell & Rebecca	4629 Evard Rd	75-0017-0020	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
4-123	McLain, Wanda	4711 Evard Rd	75-0017-0101	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
4-136	Johnson, Laura	4767 Evard Rd		1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
4-124	Seng, Mark & Traci	4626 Evard Rd Mail: 7676 Evard 46835	75-0017-0116	0	$0	$0	0	0	$0	$0	$0	$0	$0
4-125	Brown, Walter	4606 Evard Rd	75-0017-0115	0	$0	$0	0	0	$0	$0	$0	$0	$0
4-126	Rosenquist, Walter & Fry, Mary	4550 Evard Rd	75-0017-0114	0	$0	$0	0	0	$0	$0	$0	$0	$0
4-127	Porter, Barbara	4542 Evard Rd	75-0017-0046	0	$0	$0	0	0	$0	$0	$0	$0	$0
4-128	Montrose Square Apartments	Mail:6531 Emmons Dr 35		0	$0	$0	0	0	$0	$0	$0	$0	$0
4-129	Witte, Dan & Sandra	4414 Evard Rd	75-0017-0063	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
4-130	Witte, Morgan & Bristol	4348 Evard Rd	75-0017-0005	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
5-131	Centlivre, Mary	7201 St. Joe Rd	Lot 81	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
5-132	Indiana & Michigan / American Electric Power	N/A	N/A	0	$0	$0	0	0	$0	$0	$0	$0	$0

Parcel	Property Owner	Property Address	Legal Description	ERUs	P'dale Lift Station Fee	St. Joe Area Connect Fee	No. of Taps	No. of Units	Unit Cost	Parkerdale P.O. Project Cost	Total P.O. Assess-ment	City Utilities Per Property Cost	Total Per Property Cost
5-133	Shearin, David	4720 Ashland Dr Mail: 4720 Drudi Hills Apt 302 46825	Lot 74 Brookside Est Sec 5	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
5-134	Haupt, Charles & Wanita	4724 Ashland Dr	Lot 73 Brookside Est Sec 5	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
5-135	Bieneke, Ryan & Monn, Angela	4739 Ashland Dr	Lot 72 Brookside Est Sec 5		$0	$716	0	0	$0	$0	$0	$0	$0
	PHASE II - WEST PHASE				$100,800				$280,000		$380,800		
1-1	Schaber, Donale & Juanita	4209 Derome Drive	Lot 21 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-2	Turner, Michael & Pamela	4219 Derome Drive	Lot 20 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-3	Brake, Gaylord & Barbara	4233 Derome Drive	Lot 19 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-4	Russel, Michael & Carol	4305 Derome Drive	Lot 18 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-5	Haughley, Christopher & Denise	4323 Derome Drive	Lot 17 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-6	Kumfer, Jeffery	4343 Derome Drive	Lot 16 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-7	Larsen Family, LLC.	7207 St. Joe Rd Mail: 4407 Derome Dr 35	75-0008-0010	2	$2,800	$0	1	1	$4,000	$6,800	$6,800	$8,142	$14,942
1-8	Larsen, Mary & Wayne, Ronald	4407 Derome Drive	Lot 15 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-9	Chapman, Christian	4409 Derome Drive	Lot 14 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-10	Brown, Malcolm & Nancy	4445 Derome Drive	Lot 13 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-11	McCart, James & Ruth	4467 Derome Drive	Lot 12 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-12	Hadsall, James	4483 Derome Drive	Lot 11 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-13	Bolton, Kenneth & Ioma	4519 Derome Drive	Lot 10 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-14	Maraldo, Michael & Patricia	4539 Derome Drive Mail:6917 Brackenwood Ct 46835	Lot 9 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-16	Wagner, Christopher & Worrell, Mandy	7107 St. Joe Rd	Lot 7 P'dale Sec A	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942

Parcel	Property Owner	Property Address	Legal Description	ERUs	P'dale Lift Station Fee	St. Joe Area Connect Fee	No. of Taps	No. of Units	Unit Cost	Parkerdale P.O. Project Cost	Total P.O. Assess-ment	City Utilities Per Property Cost	Total Per Property Cost
1-17	Staggs, Lucette & Lucie	7041 St. Joe Rd	Lot 6 P'dale Sec A	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-24	Deimling, Elisabeth	6908 Crestview Drive	Lot 35 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-25	Getsie, Andrew	6918 Crestview Drive	Lot 34 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-26	Jackson, Mary Alice	6928 Crestview Drive	Lot 33 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-27	Whitehurst, Kenneth & Ruby	7006 Crestview Drive	Lot 32 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-28	Sower, Dennis & Margie	7014 Crestview Drive	Lot 31 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-29	Taylor, John & Joan	4540 Derome Drive	Lot 30 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-30	Hamilton, Harry	4522 Derome Drive	Lot 29 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-31	Schaefer, Dolores	4472 Derome Dr	Lot 28 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-32	Quinn, Blake	4454 Derome Dr	Lot 27 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-33	Dowdew, Clifford & Wilma	7025 Crestview Dr	Lot 36 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-34	Schlotterer, Charles & Edith	7005 Crestview Dr	Lot 37 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-35	Fritze, Harold & M. Elenor	6929 Crestview Dr	Lot 38 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-36	Morgan, Debbie Elaine	6917 Crestview Dr	Lot 39 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-37	Gould, John & Betty	6909 Crestview Dr	Lot 40 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-38	Sprague, Norman & Kathleen	6906 Waterfront Dr	Lot 45 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-39	Arnold, Jonathon	6918 Waterfront Dr	Lot 44 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-40	Macy, Earlene	6930 Waterfront Dr	Lot 43 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-41	Wyss, Maurice & Lucile	7008 Waterfront Dr	Lot 42 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-42	Liggett, George & Patty	7018 Waterfront Dr	Lot 41 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942

Parcel	Property Owner	Property Address	Legal Description	ERUs	P'dale Lift Station Fee	St. Joe Area Connect Fee	No. of Taps	No. of Units	Unit Cost	Parkerdale P.O. Project Cost	Total P.O. Assess-ment	City Utilities Per Property Cost	Total Per Property Cost
1-43	Moon, Lawrence & Virginia	4434 Derome Dr	Lot 26 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-44	Turner, George & Charles est	4412 Derome Dr	Lot 25 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-45	Careman, Bruce	4334 Derome Dr	Lot 24 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-46	Weishar, Carl & Doris	7081 Cross Ln	Lot 22 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-47	Vore, Michael & Tammi	7059 Cross Ln	Lot 23 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-48	Johnson, Mark & Debra	7031 Cross Ln	Lot 46 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-49	Retrum, Carsten E & Anna Jean	6905 Waterfront Dr	Lot 46A P'dale Sec A Ext	0	$0	$0	0	0	$0	$0	$0	$0	$0
1-50	Retrum, Carsten E & Anna Jean	6905 Waterfront Dr	Lot 47 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-51	Overmyer, John & Shirley	6903 Waterfront Dr Mail: 227 Gateway Dr Lake Lure NC 28746	Lot 48 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-52	Shoaff, Robert	6901 Waterfront Dr Mail: 2551 Westbrook Dr 05	Lot 49 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-53	Parker, Michael	Mail: 9834 Illinois Rd 04	75-0017-0001	1	$1,400	$0	0	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-54	Reiken, Richard	4424 Porter Drive	Lot 50 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-55	Craig, Kevin & Carol	4434 Porter Drive	Lot 51 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
1-56	Stephens, Robert & Charlene	4444 Porter Drive	Lot 52 P'dale Sec A Ext	1	$1,400	$0	1	1	$4,000	$5,400	$5,400	$9,542	$14,942
											$1,022,200		
				121	**$169,400**		**116**	**118**	**$752,000**	**$641,400**		**$1,121,756**	**$1,763,156**

Exhibit C

Parkerdale Sanitary Sewer Project - DEFERRED ASSESSMENT PROPERTIES

11/8/2005

	Current Property Owner	Property Address	Property Key Number	Deferred Assessment Amount	Comments
1	Michael Parker	Porter Dr - no address (w of 4424 Porter Dr)	75-0017-0001	**$5,400**	P'dale area connection fee is included in deferred assessment amount shown. St. Joe ACF waived for project.
2	Russel Jr. & Margie Guinn	Evard Rd - no address (w of 4259 Evard Rd)	75-0017-0075	**$5,400**	P'dale area connection fee is included in deferred assessment amount shown. St. Joe ACF waived for project.
3	Charles & Hilda Baker	4054 Evard Road	75-0017-0068	**$5,400**	P'dale area connection fee is included in deferred assessment amount shown. St. Joe ACF waived for project.
4	Ambassador Builders	Evard Rd - no address (e of 4333 Evard Rd)	75-0017-0061	**$5,400**	P'dale area connection fee is included in deferred assessment amount shown. St. Joe ACF waived for project.
5	Jack & Arlene Cohen	Evard Rd - no address (e of 4513 Evard Rd)	75-0017-0104	**$5,400**	P'dale area connection fee is included in deferred assessment amount shown. St. Joe ACF waived for project.
6	David Shearin	4720 Ashland Drive	Lot 74 Brookside Est. Sec 5	**$5,400**	P'dale area connection fee is included in deferred assessment amount shown. St. Joe ACF waived for project.
7	Gottit, Inc	6652 St. Joe Road		**$5,400**	strip mall, currently connected to sewer via private force main. ACF should be based on Parkerdale ACF only; St. Joe fees were paid at time of previous connection
8	GML Services, Inc.	6642 St. Joe Road		**$5,400**	strip mall, currently connected to sewer via private force main. ACF should be based on Parkerdale ACF only; St. Joe fees were paid at time of previous connection
9	Diana Hergatt	4631 Parkerdale Drive	75-3623-0055	**$5,400**	property connected to existing off site sewer via TSA (force main). P'dale ACF is included in deferred assessment amount shown
10	Christopher Moore	4901 Evard Road	75-0017-0079	**$5,400**	P'dale area connection fee is included in deferred assessment amount shown. St. Joe ACF waived for project.

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: November 8, 2005

RE: SRF (STATE REVOLVING FUNDS)

Please include the following SRF payment with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payment in the amount of **$ 16,165.00** to be paid from 2005 State Revolving Funds.

Draw #5 & #8 Donohue & Associates	$ 16,165.00
Total SRF Payment	**$ 16,165.00**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

November 16, 2005
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: November 16, 2005

RE: 2005 Passenger Vehicle Lease

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $10.12 to be paid from the proceeds of the 2005 Passenger Vehicle Lease Financing which are held in an escrow at JP Morgan Trust Company.

Payment Request #3

Animal Care Equipment & Service	10.12
Total for Payment Request #3	**$ 10.12**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

November 16, 2005
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: November 16,2005

RE: 2005 Fort Wayne Municipal Building Corp - Fire Stations #18 & #19

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $33,740.44 to be paid from the proceeds of the 2005 FWMBC - Fire Stations #18 & #19 which are held in an escrow at Wells Fargo Corporate Trust Services.

Robert E. Crosby	PR #19	30,582.00
Schenkel Shultz	PR #19	3,158.44
	Total for Payment Request #19	**$ 33,740.44**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

November 16, 2005
Date

TO: Marilyn Huth – Board of Public Works

FROM: Darlene Troendly – C. U. Accounting

DATE: November 21, 2005

RE: SRF (STATE REVOLVING FUNDS) - 2005 (WPCP Headworks)

Please include the following SRF payment with the City Utility vendor payments.

Water Resources is requesting the Board of Public Works to approve the following payment in the amount of **$ 4,927.00** to be paid from 2005 State Revolving Funds.

Draw #10	Donohue & Associates	$ 4,927.00
	Total SRF Payment	**$ 4,927.00**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

November 23, 2005
Date

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: November 30, 2005

RE: 2000 Fort Wayne Municipal Building Corp - Fire Station #15

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $4,250.00 to be paid from the proceeds of the 2000 FWMBC - Fire Station #15 which are held in an escrow at Wells Fargo Corporate Trust Services.

Payment Request #1

Wells Fargo Bank, N.A.	PR #1	1,500.00
Wells Fargo Bank, N.A.	PR #1	2,750.00
	Total for Payment Request #1	**$ 4,250.00**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

November 23, 2005
Date

28

29

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: November 30, 2005

RE: 2005 Fort Wayne Municipal Building Corp - Fire Stations #18 & #19

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $248.00 to be paid from the proceeds of the 2005 FWMBC - Fire Stations #18 & #19 which are held in an escrow at Wells Fargo Corporate Trust Services.

8

9

Burt, Blee, Dixon, Sutton & Bloom	PR #20	248.00
	Total for Payment Request #20	**$ 248.00**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

November 23, 2005
Date

28
29
8
9

EMERGENCY RESOLUTION (92-11-30-05-1)

FILTRATION PLANT – EMERGENCY REPAIR TO TRANSFORMER #1 2400V ELECTRICAL CABLES

WHEREAS, the 2400V electrical feed from AEP's Transformer #1 to the Filtration Plant failed, and;

WHEREAS, said electrical cable failure could not reasonably be foreseen and requires immediate action, and;

WHEREAS, repair of 2400V electrical feed is beyond the capability of the Filtration Plant's Electricians to perform, and;

WHEREAS, the electrical cable failure left the Filtration Plant with only one electrical feed and;

WHEREAS, the cost of said repairs shall not exceed Fifty Thousand Dollars and Zero Cents, ($50,000.00).

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for said electrical repairs and orders the Purchasing Department to issue an **EMERGENCY PURCHASE ORDER TO THE CONTRACTOR CHOSEN FOR SAID REPAIR.**

APPROVED this 30th day of November ,2005.

BOARD OF PUBLIC WORKS

By Regina A. Kostoff
Regina A. Kostoff, Chair

By John Suarez
John Suarez, Member

By _____
Ryan Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

IMPROVEMENT RESOLUTION NO. 7072-05

PONTIAC & WAYNE TRACE HANDRAIL
WORK ORDER NO. 11929

28

29

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: Pontiac Street / Wayne Trace - north roundabout handrail, on the southwest corner of Wayne Trace and Pioneer Street; which includes: resetting and anchoring of existing handrail, replacement of damaged handrail with newly fabricated handrail, and patching of retaining wall.

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

9

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 30th day of November, 2005.

BOARD OF PUBLIC WORKS

Regina A. Kostoff

Regina A. Kostoff, Chair

John Suarez

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

ESTIMATE OF QUANTITIES

PROJECT: Pontiac & Wayne Trace Handrail Repair
North Roundabout @ Pioneer Street, S/W Corner

RES. NO.: 7072-05

DATE: 11/18/2005

W.O. NO.: 11929

28

29

ITEM NO.	ITEM	PLAN QUANTITY	UNIT	UNIT COST ($)	AMOUNT ($)
1.	Mobilization / Demobilization	1	LS	1000.00	1000.00
2.	Removal & Replacement of Handrail (Type A)	10	LF	145.00	1450.00
3.	Removal & Replacement of Handrail (Type B)	30	LF	111.50	3345.00
4.	Patching, Class "A" for Structures (Includes resetting of existing handrail)	30	SF	70.00	2100.00
5.	Construction Signs, Type A	3	EA	85.00	255.00
6.	Maintenance of Traffic	1	LS	650.00	650.00

SUB-TOTAL:	8800.00
E&I @ 25%	2200.00
TOTAL:	**$11,000.00**

COPY

Original in Vault

28

29

PURCHASE AGREEMENT
716 Wagner St.

The Fort Wayne Board of Public Works:

Approves the agreement for the City of Fort Wayne to purchase real estate located at 716 Wagner St. for $51,000.00 from Mr. Keith Kuehner.

APPROVED THIS 7th DAY OF December, 2005

BOARD OF PUBLIC WORKS

BY: Regina A. Kostoff
Regina A. Kostoff, Chair

BY: John Suarez
John Suarez, Member

BY: Ryan P. Chasey
Ryan P. Chasey, Member

ATTEST BY:

Marilyn Huth
Marilyn Huth, Clerk

COPY

CITY OF FORT WAYNE

GRAHAM RICHARD, MAYOR

28

29

PROPERTY MANAGEMENT DEPARTMENT

INTER-OFFICE

MEMO

TO: Fort Wayne Common Council and Sandra Kennedy, City Clerk

FROM: Daniel A. Brenner
Property Manager

DATE: December 9, 2005

RE: Purchase Agreement – 716 Wagner Avenue

Fort Wayne City Utilities has reached agreement with Keith Kuehner, the owner of the property at 716 Wagner Avenue, to purchase his property.

The property is located on the south side of Wagner Avenue and is immediately to the north of the Three Rivers Water Filtration Plant. While City Utilities has no plans to expand the Water Filtration Plant at this time, the water utility is beginning to acquire properties along the south side of Wagner Avenue, as they become available, for possible projects decades in the future.

The agreed purchase price is based on the average of two appraisals of the property. Copies of the valuation pages are attached. The Board of Public Works has approved the Purchase Agreement. A copy is attached for your review.

City Utilities recommends approval of this property purchase and respectfully requests City Council consideration.

If you have any questions on the above, please feel free to contact me at 427-1402.

Attachments

The Allen County Indiana Bar Association, Inc.

AGREEMENT TO PURCHASE IMPROVED REAL ESTATE

Fort Wayne Area Association of REALTORS®, Inc.

TO: KEITH KUEHNER ("Seller"). Dated: 12/26/05, 200 ____.

The undersigned ("Buyer") offer(s) to purchase for $ 51,000 (the "Purchase Price") in accordance with Section 1.0 /

real estate, the address of which is 716 WAGNER STREET

FORT WAYNE, ALLEN County, Indiana, and the legal description of which

LOT 21 BALTES AND ROMY ADD

ng

EXHIBIT "A"

28

29

the improvements and fixtures described in Section 6, is called the "Real Estate". This offer is made subject to the following provisions:

Section 1. MANNER OF PAYMENT OF PURCHASE PRICE. [Mark appropriate box] *[Rev. 9/96]*

☒ **1.01. Cash.** The Purchase Price shall be paid in cash.

☐ **1.02. Cash with New Mortgage.** The Purchase Price shall be paid by Buyer's cash and funds from a new (conventional) (FHA) (VA) [Strike two] first mortgage loan ("Loan") to be obtained by Buyer. The following provisions shall apply:

(a) Within _____ days after this Agreement becomes effective, Buyer shall do the following: (1) apply for the Loan; (2) order and pay for an appraisal of the Real Estate; (3) order and pay for a credit report; and (4) then proceed promptly and in good faith to meet the lender's requirements for a commitment or other indication that the lender will make the Loan to Buyer ("Commitment"). *[Rev. 7/00]*

(b) Buyer shall have _____ days after this Agreement becomes effective within which to obtain a Commitment for a Loan having terms at least as favorable to Buyer as the following:

(1) principal amount of _____% of the Purchase Price;

(2) (fixed) (adjustable) [Strike one] interest rate.

(3) [interest rate of _____%] [Market Rate] (Strike one) "Market Rate" is the lowest interest rate usually available for a mortgage loan with the same terms as stated in this Section 1.02 by the same lender to which Buyer initially applies for the Loan.

If neither provision in this Section 1.02(b)(3) is stricken, the Market Rate applies.

(4) amortization over _____ years; and

(5) discount points ("Points") charged by a lender in connection with the Loan which total not more than _____% of the Loan.

(c) Of the Points, Seller shall pay _____ Points or $ _____, whichever is less. Buyer shall pay the remaining Points.

(d) If Buyer satisfies the requirements stated in Section 1.02(a), but is unable to obtain within the number of days stated in Section 1.02(b), a Commitment having terms at least as favorable to Buyer as there stated, either party may terminate this Agreement, unless Section 1.02(e) or (f) applies;

(e) If a specific interest rate is stated in Section 1.02(b)(3), and Buyer can "lock in" that rate where Buyer applies for the Loan, but Buyer does not do so, Buyer may not terminate this Agreement if the interest rate for the Loan is greater than such stated rate.

(f) Should the Commitment be conditioned upon the sale or settlement of any other property or funds to be obtained that was not disclosed in this Agreement, Buyer may not terminate this Agreement.

(g) **NOTE: Seller may by required by law to pay certain closing costs for a federally insured or guaranteed mortgage loan (e.g. FHA or VA) in excess of closing costs or prepaid expenses Buyer may request Seller to pay.** *[Rev. 7/00]*

(h) If Buyer fails to satisfy the requirements stated in Section 1.02(a), then Seller may seek the remedies available under Sections 14 and 20.

(i) See Section 15.01 for additional provisions which apply here.

☐ **1.03. Cash with Assumption of Existing Mortgage.** The Purchase Price shall be paid by Buyer in cash less the unpaid principal balance of an existing mortgage loan on the Real Estate. Buyer shall assume and agree to pay such mortgage loan and perform its terms. The following provisions shall apply:

(a) Buyer has been informed that the holder of such mortgage loan is _____, and that the unpaid principal balance is approximately $_____ as of the date of this offer.

(b) Seller (may) (may not) [Strike one] require that the lender release Seller from liability for the existing mortgage loan. Of any fee charged by the lender for releasing Seller, (Seller) (Buyer) [Strike one] shall pay no more than $_____; and the other party shall pay any balance of such fee.

(c) If the lender charges any other fee(s) for assumption of the mortgage loan, Buyer shall pay such fee(s).

(d) See Section 15.02 for additional provisions which apply here.

☐ **1.04. Contract for Conditional Sale/Purchase Money Mortgage.**

☐ (a) **Contract for Conditional Sale.** The parties shall execute and deliver to each other, a Contract for Conditional Sale of Real Estate ("Contract") in the form approved, as of the date this Agreement becomes effective, by The Allen County Indiana Bar Association, Inc. The Contract shall contain the provisions described in Section 1.04(c). The Contract shall also provide that the Real Estate (may) (may not) [Strike one] be leased or occupied by persons other than Buyer. Seller shall provide Buyer with evidence of title (before execution of the Contract) (when the Contract is fully performed) [Strike one]. See Section 16.03 for additional provisions which apply here.

☐ (b) **Purchase Money Mortgage.** Buyer shall execute and deliver to Seller a promissory note ("Note") and a purchase money mortgage ("Mortgage") in the forms approved, as of the date this Agreement becomes effective, by The Allen County Indiana Bar Association, Inc. The Note and the Mortgage shall contain the provisions described in Section 1.04(c). Buyer agrees Seller may obtain an ALTA Loan Policy in the principal amount of the Mortgage. See Section 16.03 for additional provisions which apply here.

(c) The Contract, or the Note and the Mortgage, shall provide for the following:

(1) a cash down payment of $ _____.

(2) Payment of the unpaid balance of the Purchase Price by monthly installments of principal and interest of not less than $ _____, including an annual interest rate of _____%, calculated monthly.

☐ (3) A "balloon payment", by specifying the time the Purchase Price is to be paid in full, which is _____. [Mark box if this provision applies.]

☐ (4) An appropriate escrow for Buyer's payment of taxes and insurance. [Mark box if this provision applies.]

Section 2. TAXES, ASSESSMENTS AND ASSOCIATION DUES. *[Rev. 9/96]*

2.01. [Mark (a) or (b)]

☐ (a) Buyer shall assume and pay real estate taxes payable in (May) (November) [Strike one], 200 _____, and all subsequent taxes. At or before closing, Seller shall pay all real estate taxes payable before that date.

☒ (b) The real estate taxes shall be prorated. Seller shall pay real estate taxes which are payable during the year in which closing occurs, and taxes payable during the succeeding year, prorated to the date of closing. Buyer shall assume and pay all subsequent taxes.

(c) If at the time of closing the tax bill for the Real Estate for the succeeding year has not been issued, taxes payable by either party shall be computed based on the last tax bill available to the closing agent. **WARNING: The succeeding year's tax bill, because of recently constructed improvements, annexation, reassessment, or similar items may greatly exceed the last tax bill available to the closing agent.** *[Rev. 7/00]*

2.02. Seller shall pay any assessments upon or applying to the Real Estate for public improvements which, on the date of closing, have been or are being constructed or installed on or about the Real Estate, or are serving the Real Estate. If any such improvement has been or is being constructed, but an assessment for it has not yet been made, Seller shall pay an amount reasonably estimated by the applicable governmental agency to be equal to the anticipated assessment. Buyer shall assume and pay all other assessments or charges for such public improvements and charges. **SELLER WARRANTS that Seller has not received notice of any planned improvement for which an assessment reasonably might be made, other than as is disclosed by the Seller to Buyer in this Agreement.**

2.03. If the Real Estate is located in an area for which a community association ("Association") has been, or is to be, formed, and membership in the Association is required, Buyer will accept delivery of the Deed or the Contract with knowledge of the membership requirement. Membership in the Association may require (among other things) payment of dues (whether regular or special, and however payable—annually or otherwise), maintenance fees and other assessments, any of which would become a lien against the Real Estate, if unpaid. Such dues, fees and assessments are called "Association Dues". Buyer has been informed that Association Dues payable by the owner of the Real Estate in the calendar year in which closing is to occur are $ N/A. Association Dues payable in the calendar year in which closing occurs shall be paid by the parties pro rata, according to the date of closing. Buyer shall assume and pay all subsequent Association Dues.

2.04. Payment by Seller of Seller's obligations under Section 2 shall either be made or provided for at closing. After closing, Buyer shall have no claims against Seller, Seller's agent, Buyer's agent or the closing agent for any payment or credit otherwise due from Seller under Section 2, unless such claim is based on fraud or misrepresentation.

Section 3. FLOOD DESIGNATION OR AREA. [Mark 3.01 or 3.02]

☐ **3.01.** Buyer requires that the Real Estate not be located in an area which requires flood insurance, or which is subject to building or use limitations by reason of such location. If the Real Estate is so located, Buyer may terminate this Agreement.

☐ **3.02.** Buyer may not terminate this Agreement if the Real Estate is located in an area requiring flood insurance or is subject to building

Section 4. EVIDENCE OF TITLE.

4.01. Seller shall provide and pay for an ALTA Homeowner's Policy of Title Insurance 1998, insuring in Buyer marketable title to the Real Estate as of a date after the date this Agreement becomes effective, in the full amount of the Purchase Price. If the ALTA Homeowner's Policy 1998 cannot be provided according to standard title insurance underwriting guidelines then in effect, the standard ALTA Owner's Policy (10/17/92) shall be provided.

4.02. See Section 16 for additional provisions which apply here.

Section 5. ZONING.

5.01. Buyer's intended use of the Real Estate is FOR CITY PURPOSES.

5.02. If at the time of closing such intended use is not permitted by the applicable zoning ordinance, Buyer may terminate this Agreement.

Section 6 IMPROVEMENTS AND FIXTURES. The Real Estate includes all improvements and permanent fixtures used in connection with it, including, but not limited to: electrical, gas, central heating, central air conditioning, and plumbing (including sewage disposal) systems, water softener(s), water heater(s), built-in appliances, screens, screen doors, storm windows, shades, blinds, drapery hardware, awnings, shutters, attached floor covering, radio or television antennas (but excluding any satellite receiving station or dish, components and wiring), garage door openers with all activators, attached shelving, trees, shrubs, flowers, fences, and the following items: _____

now in or on the Real Estate (except rental units). Except for a mortgage on the Real Estate being assumed under Section 1.03, such improvements and fixtures shall have their cost fully paid and shall be free of liens as of the time of closing. **Only those items described in this Agreement are included in this transaction.**

Section 7. CONDITION OF REAL ESTATE.

7.01. **Election by Buyer.** This Agreement contains IMPORTANT PROVISIONS set forth in Section 18. By initialing below, Buyer selects which of Sections 18.01 or 18.02 is to apply. [Select ONLY ONE of the following; each person who is a Buyer must initial. If neither Section 7.01(a) nor Section 7.01(b) is initialed, Section 7.01(a) applies.] *[Rev. 7/00]*

(a) Buyer's right to inspection under Section 18.01. DAB [Initials of Buyer] BUYER HAS RIGHT TO INSPECT

(b) WAIVER of defects and RELEASE of Seller – "AS IS" transaction under Section 18.02. _____ [Initials of Buyer]

7.02. **Maintenance.** See Section 18.03 for provisions which apply here.

7.03. **Survival.** The provisions of Section 18 agreed to by the parties shall survive closing.

7.04. Seller makes no representations or warranties to Buyer concerning any information published by the Fort Wayne Area Multiple Listing Service, Inc.

Section 8. EARNEST MONEY. *[Rev. 9/96]*

8.01. At the time Buyer's offer is made and as part of it, Buyer has deposited the sum of $ 0 check # _____ as earnest money. Within ____ days after this Agreement becomes effective, Buyer shall deposit the sum of $ _____ as additional earnest money. If Buyer fails to do so, Seller may seek the remedies available under Sections 14 and 20.

8.02. All earnest money deposited by Buyer under this Agreement shall be deposited with Seller's Listing Broker, or if there is none, then with Seller's Representative, or if there is none, the Buyer's Representative, and if there is none, then with Seller ("Holder"). By accepting earnest money, Holder agrees to be subject to and bound by the provisions of this Agreement regarding disposition of earnest money and remedies for a breach under it. Earnest money so deposited shall be held in escrow subject to this Agreement. If Holder pays earnest money as provided in this Agreement, there shall be no liability for having so held or paid it, and the PARTIES RELEASE Holder from any such liability. At closing, Buyer shall receive credit toward the Purchase Price for earnest money deposited. If this Agreement does not become effective, Holder shall return the earnest money to the Buyer.

8.03. **Disposition of Earnest Money.** After this Agreement becomes effective, and is subsequently terminated, and the earnest money should be disbursed, Holder shall send an authorization and release form ("Authorization") simultaneously to the parties designating the party to whom Holder intends to disburse the earnest money. Transmittal of the Authorization shall be pursuant to the provisions of Section 22.02. When Holder receives an executed Authorization from each party, Holder shall disburse the earnest money as provided in this section. If Holder fails to receive such an Authorization from each party within 7 days after Holder sends it, Holder shall have the option to:

(a) Retain possession of the earnest money until Holder receives a written agreement signed by both parties, or receives the order of an arbitrator or an order of a court of competent jurisdiction directing disposition of the earnest money; or

(b) As may be appropriate, either request arbitration between the parties, or commence suit requesting a court of competent jurisdiction to determine the party lawfully entitled to the earnest money, and to order deposit of the earnest money with the clerk, and excuse Holder from further responsibility for the earnest money.

8.04. Provided Holder complies with the terms of this Agreement, Holder's reasonable costs and expenses (including without limitation, court costs and attorney fees) shall be recoverable from the party who does not prevail in a contest for the earnest money. In the event of a settlement by the parties after the expiration of the 7 day period, then both parties shall be equally liable for Holder's said costs and expenses.

8.05. If a period of 60 days elapses from the date Holder sends an Authorization under Section 8.03, and Holder neither receives an executed Authorization from both parties, nor receives notice of the commencement of arbitration or suit to resolve any dispute regarding disposition of the earnest money, then Holder shall decide upon a plan of distribution of the earnest money, and shall give 30 day notice of such plan to the parties and a party's broker involved in the sale. Unless Holder receives notice in said 30 day period of the institution of arbitration proceedings or notice of filing of suit, Holder shall disburse the earnest money in the manner and to the persons designated in the notice. Thereafter, neither the parties nor the brokers shall have any further claims, actions or causes of actions against each other arising out of the disposition of the earnest money.

Section 9. CLOSING.

9.01. Closing shall be held on or before 1/26, 2006. If closing does not occur on or before said date, either party may terminate this Agreement if the failure to close is not the result of a default under this Agreement by the party seeking termination. The parties may agree in writing to an extension of the closing date stated in this Section 9.01. *[Rev. 7/00]*

9.02. See Section 19 for additional provisions which apply here.

Section 10. POSSESSION, RENT, INSURANCE, UTILITIES AND SECURITY DEPOSIT. *[Rev. 9/96]*

10.01. Seller shall deliver possession of the Real Estate as marked below [If there is no mark, "at closing" shall apply] [Mark one] ☐ (at closing); ☐ (within _____ days after closing); ☑ (by AT CLOSING 2006), provided closing occurs by such date; and if it does not, at closing). If possession of the Real Estate is to occur after closing, possession shall be delivered by Seller by 12:00 noon local time on the date possession must be delivered to Buyer, unless otherwise provided in Section 12.01. As rent for each day Seller is entitled to possession after closing under this Section 10.01, Seller shall pay to Buyer [Mark one]: AT CLOSING.

☐ no rent; or

☐ an amount equal to 1% of the Purchase Price divided by 30 and multiplied by the number of days Seller is entitled to possession after closing. **Such rent shall be withheld from Seller's proceeds and paid or credited to Buyer at closing. If Seller is entitled to possession after closing under this Section 10.01, Buyer shall be entitled to retain the full amount of rent due from Seller under this Section 10.01, regardless of the date Seller actually delivers possession of the Real Estate to Buyer.**

If neither box is marked, Seller's possession under this Section 10.01 shall be rent free.

10.02. If Seller fails to deliver possession as required by Section 10.01, Seller shall become a tenant at sufferance, and then become obligated to pay to Buyer an amount equal to 1% of the Purchase Price divided by 15, and multiplied by the number of days Seller wrongfully retains possession after the date stated in Section 10.01., in addition to any remedies available to a party under Sections 14 and 20.

10.03. Unless Seller and Buyer agree otherwise in writing, the amount payable under Section 10.02 shall be due on the date Seller delivers possession of the Real Estate. Failure of Seller to pay such amount when due constitutes a breach of this Agreement, and entitles Buyer to the remedies of Section 20.

10.04. Insurance shall be cancelled by the Seller as of the date of closing except for contents. Seller shall pay all charges for utility services furnished the Real Estate while Seller was in possession. Any rent due from a tenant of Seller on the Real Estate shall be prorated to the date of closing. At closing, Seller shall deliver to Buyer any lease agreement and security deposit then held for any such tenant and Buyer agrees to accept said security deposit and assume all responsibilities under the Indiana Security Deposit Statute (IC 32-7-5).

10.05. Buyer's remedies under Section 20 shall not be limited by the provisions in Section 10.02. Seller's obligations under Section 10 shall survive closing.

Section 11. AGREEMENT.

11.01. **Offer, Acceptance and Delivery.** By executing and delivering this Agreement, Buyer is making an offer to Seller. Buyer's offer expires at 11:59 P.M. (local time), 10/28/05, 200 5, unless Seller timely accepts it. Any counteroffer shall be in writing. A party accepting an offer or a counteroffer shall do so in writing delivered to the other party or the party's broker or agent at or before the time the offer or the counteroffer expires.

11.02. **Copies of Documents.** A party making or accepting an offer or a counteroffer may do so by delivering a document signed by the party, or by delivering a carbon copy, a photocopy, or a facsimile copy of the signed document. If a copy is delivered, it must consist of the entire document. The person delivering a copy of a document (whether a party or a party's broker or agent) warrants and represents to the other party that, to the best of the person's knowledge and belief, the document (a copy of which is being delivered) contains the signature of the party whose document is delivered. If a party transmits a document by facsimile, a signed counterpart of the original of the document shall be given to the other party promptly. *[Rev. 7/00]*

11.03. **Facsimile Signature.** The parties agree that this Agreement, any amendment or addendum to this Agreement, or any Lead-Based Paint Certification and Acknowledgement, Seller's Residential Real Estate Disclosure form, or Inspection Response form, given under this Agreement, may be Transmitted by them for execution by electronic facsimile transmission. The parties intend that both their original and facsimile signatures on such documents shall be binding on the parties. *[Rev. 7/00]* FAXES ARE LEGALLY BINDING

11.04. **Effectiveness of Agreement.** Upon timely and proper acceptance of an offer or a counteroffer, an agreement between the parties will become effective, and the parties will then be bound. This Agreement shall continue in effect notwithstanding nonpayment by Buyer of additional earnest money due under Section 8.01 (if applicable).

11.05. **Incorporation of Terms.** The provisions in Sections 15 through 23 are incorporated by reference in, and are part of, this Agreement.

11.06. **Acknowledgment of Receipt.** By signing this Agreement, the parties acknowledge receipt of a copy of it.

Section 12.01 OTHER PROVISIONS: SEE ATTACHMENT A

12.02 ☐ If this box is marked, see reverse side of this Agreement for revised provisions. If this box is not marked, any revisions made to the reverse side of this Agreement (pages numbered 4,5 and 6) shall not apply to the transaction between the parties. *[Rev. 7/00]*

Section 13. AGENCY RELATIONSHIP AND DISCLOSURE FORM.

13.01. Confirmation of Agency Relationship. The following agency relationship(s) is/are confirmed for this transaction: (PLEASE PRINT):

LISTING FIRM: COLDWELL BANKER ROTH/WEHRLY/GRABER SELLING FIRM: ~~Coldwell Banker Roth/Wehrly/Graber~~

AGENT: JOHN-MICHAEL SEGYDE PHONE: 413-2180 AGENT: ~~John-Michael Segyde~~ PHONE: ~~413-2180~~ Dan Brenner 427-1402

is the agent of *(Mark one)*: ~~☒ Seller exclusively; or~~ ☐ both Buyer and Seller ~~(Limited Agent)~~

is the agent of *(Mark one)*: ☒ Buyer exclusively; or ~~☐ both Buyer~~ and Seller ~~(Limited Agent)~~

13.02. Seller's Residential Real Estate Disclosure Form. [Mark one]

☒ Buyer acknowledges receipt and execution of a Seller's Residential Real Estate Disclosure Form required under IC 24-4.6-2, as amended.

☐ Buyer has not received an executed Seller's Residential Real Estate Disclosure Form required under IC 24-4.6-2, as amended. *[Rev. 7/00]*

Section 14. REMEDIES OF PARTIES.

14.01. If this Agreement becomes effective and Buyer, having no right or option to terminate this Agreement, fails to complete the purchase as provided in this Agreement, **Buyer shall pay to Seller, as liquidated damages and not as a penalty, an amount equal to the greater of five percent (5%) of the Purchase Price, or the earnest money deposited by Buyer** ("Damages"). Other than the remedies available under Section 20, Seller shall then have no other remedy against Buyer at law or in equity. Earnest money deposited shall be credited against the Damages.

14.02. **Mandatory Arbitration. All claims, disputes, or other matters in question between the parties to this Agreement arising out of or relating to this Agreement or the breach of it concerning amounts in controversy that do not exceed in the aggregate $3,500 shall be submitted to binding arbitration as provided in Section 20. By signing this Agreement, the parties agree to binding arbitration in accordance with the provisions of Sections 14 and 20.**

14.03. See Section 20 for additional provisions which apply here.

Buyer: City of Fort Wayne By: Daniel A. Brenner (Signature) Buyer: _____ (Signature)

Daniel A. Brenner (Printed or Typed Name) _____ (Printed or Typed Name)

Address: Room 350 City County Bldg Ft. Wayne, IN 46802 Telephone: 427-1402

UNCONDITIONAL ACCEPTANCE BY SELLER

Seller accepts the offer made by Buyer as set forth above, without change or condition. Dated: 10/26/05, 200_____.

Seller: Keith Kuehner (Signature) Seller: _____ (Signature)

Keith Kuehner (Printed or Typed Name) _____ (Printed or Typed Name)

Address: 603 S First St Van Buren In 46991 Telephone: 765-934-9448

CONDITIONAL ACCEPTANCE BY SELLER [Counteroffer]

Seller accepts the offer made by Buyer, SUBJECT, HOWEVER, TO THE FOLLOWING PROVISIONS:

_____

_____

_____

This counteroffer expires at 11:59 P.M. (local time), _____, 200_____. Dated: _____, 200_____.

Seller: _____ (Signature) Seller: _____ (Signature)

_____ (Printed or Typed Name) _____ (Printed or Typed Name)

Address: _____ Telephone: _____

BUYER'S ACCEPTANCE OF SELLER'S COUNTEROFFER

(Mark One)

☐ Buyer accepts and agrees to the provisions set forth in Seller's counteroffer. Dated: _____, 200_____.

☐ Buyer conditionally accepts Seller's counteroffer. See attached counteroffer.

Buyer: _____ (Signature) Buyer: _____ (Signature)

EARNEST MONEY (Section 8 applies.)

Received $ _____ check # _____ as earnest money on _____, 200_____. _____ (Signature of Holder)

Received $ _____ check # _____ as additional earnest money on _____, 200_____. _____

28

29

LEAD-BASED PAINT CERTIFICATION AND ACKNOWLEDGMENT (PRE-1978)

Disclosure of Information on Lead-Based Paint and/or Lead-Based Paint Hazards

(SALES)

425 PROPERTY ADDRESS 716 W. Wayne Street

426 **LEAD WARNING STATEMENT**

427 *Every buyer of any interest in residential real property on which a residential dwelling was built prior to 1978 is notified that such property may present exposure to lead from*
428 *lead-based paint that may place young children at risk of developing lead poisoning. Lead poisoning in young children may produce permanent neurological damage, including*
429 *learning disabilities, reduced intelligence quotient, behavioral problems, and impaired memory. Lead poisoning also poses a particular risk to pregnant women. The seller of*
430 *any interest in residential real property is required to provide the buyer with any information on lead-based paint hazards from risk assessments or inspections in the seller's*
431 *possession and notify the buyer of any known lead-based paint hazards. A risk assessment or inspection for possible lead-based paint hazards is recommended prior to pur-*
432 *chase.*

433 **SELLER'S DISCLOSURE**

434 (a) Presence of lead-based paint and/or lead-based paint hazards: (mark (1) or (2) below)

435 (1) _____ Known lead-based paint and/or lead-based paint hazards are present in the housing (explain): _____

436 _____

437 _____

438 (2) _____ Seller has no knowledge of lead-based paint and/or lead-based paint hazards in the housing.

439 (b) Records and reports available to the Seller: (mark (1) or (2) below)

440 (1) _____ Seller has provided Buyer with all available records and reports including Seller's Residential Real Estate Sales Disclosure form, if applicable, pertaining to
441 lead-based paint and/or lead-based paint hazards in the housing (list and attach documents below): _____

442 _____

443 _____

444 (2) _____ Seller has no reports or records pertaining to lead-based paint and/or lead-based paint hazards in the housing.

445 (c) _____ Mark here, if this Disclosure is not applicable [Post-1977]

446 **BUYER'S ACKNOWLEDGMENT** ***(Initial)***

447 (d) DAB Buyer has received copies of all information listed above.

(e) DAB Buyer has received the pamphlet *Protect Your Family From Lead In Your Home.*

(f) _____ Buyer has (mark (1) or (2) below):

450 (1) DAB received a 15-day opportunity (or mutually agreed upon period) to conduct a risk assessment or inspection for the presence of lead-based paint and/or lead-based
451 paint hazards;

OR

452 (2) ____ waived the opportunity to conduct a risk assessment or inspection for the presence of lead-based paint and/or lead-based paint hazards.

453 **BROKER'S ACKNOWLEDGMENT** ***(Initial)***

454 (g) JHS Broker has informed the Seller of Seller's obligations under the Residential Lead-Based Paint Hazard Reduction Act of 1992 (42 U.S.C. 4852d) and is aware of Broker's
455 responsibility to ensure compliance. (**NOTE: where the word "Broker" appears, it shall also mean "Salesperson/Agent".**)

456 **CERTIFICATION OF ACCURACY**

457 The following parties have reviewed the information above and certify, to the best of their knowledge, that the information they have provided in this disclosure is true and
458 accurate.

459 City of Fort Wayne
Daniel A. Brenner
BUYER'S SIGNATURE DATE

X Keith Kuehner 9/6/05
SELLER'S SIGNATURE DATE

Daniel A. Brenner
PRINTED

X Keith Kuehner
PRINTED

BUYER'S SIGNATURE DATE

SELLER'S SIGNATURE DATE

PRINTED

PRINTED

SELLING AGENT
(or Buyer Agent compensated by Seller or Listing Agent) DATE

Jim Legler 9/6/05
LISTING AGENT DATE

This is a suggested form of the Fort Wayne Area Association of REALTORS®. This form has been created and printed exclusively for the use of the association members and those with permission of usage granted to them. Any use of this form without the expressed written permission of the Fort Wayne Area Association of REALTORS® is prohibited, and is a violation of Federal Copyright laws.

REALTOR®

WHEN PROPERLY EXECUTED, THIS AGREEMENT IS A LEGAL AND BINDING CONTRACT. LEGAL REVIEW MAY BE ADVISABLE.
SEE REVERSE SIDE OF COMPLETE AGREEMENT FOR IMPORTANT PROVISIONS, PARTICULARLY SECTION 20 REGARDING REMEDIES.
©Copyright, The Allen County Indiana Bar Association, Inc. (Sept. 1987, 1988, 1990) (Revised March, 1994) (Revised Sept., 1994) (Revised July, 1995)
(Revised September, 1996) (Revised March, 1997) (Revised November 1999)

EQUAL HOUSING OPPORTUNITY

28

29

EXHIBIT A

This offer is subject to the Buyer having 90 days to obtain the following:

1. Buyer obtaining two (2) appraisals and the average of the two (2) appraisals being greater than or equal to the purchase price.

2. Buyer obtaining approval of the City of Fort Wayne Board of Public Works.

3. Buyer obtaining approval of the Common Council of the City of Fort Wayne.

If any of the above contingencies are not met, Buyer shall have the right to terminate and cancel this agreement.

MISNER & ASSOCIATES, INC.

Industrial-Commercial Valuation Consultants

28

29

November 18, 2005

Mr. Justin Brugger
Program Manager, Capital Project Services
City of Fort Wayne
Fort Wayne City Utilities
One East Main Street, Room 480
Fort Wayne, IN 46802

RE: Complete summary appraisal valuation of the Keith W. Kuehner residential duplex property located at 716 Wagner Street in Fort Wayne, Allen County, Indiana.

Dear Mr. Brugger:

At your request, we have personally inspected the captioned property and have given consideration to pertinent factors having a bearing on the market value of the fee simple title to the subject property. The purpose of the appraisal is to provide an opinion of the market value of the fee simple interest as of the date of inspection.

Subject to the certification and limiting conditions herein set forth, we are of the opinion that the market value of the property under investigation as of November 9, 2005, was:

FIFTY-TWO THOUSAND ($52,000) DOLLARS

The value above does not include any personalty/equipment items. A summary of the important facts regarding the appraisal analysis is provided on the second page following this letter. The analysis leading to the conclusion of value indicated above is detailed on the succeeding pages in the appraisal text.

We appreciate the opportunity of providing an appraisal service. If you have any questions regarding any portion of the report, please contact us at your convenience.

Very truly yours,

MISNER & ASSOCIATES, INC.

Larry D. Misner, MAI
Member, Appraisal Institute
Indiana Certified General Appraiser
CG69201580

Star Financial Bank Building, 127 West Berry Street, Suite 901, Fort Wayne, IN 46802
Phone: (260) 422-2578 ● Fax: (260) 422-2579

Verne V. Mitchell & Associates, Inc.
Real Estate Appraisal Services

Verne V. Mitchell, III, MAI

28
29

October 13, 2005

Mr. Justin Brugger
Fort Wayne City Utilities
One East Main Street
Room 480
Fort Wayne, IN 46802

RE: Appraisal of: 716 Wagner Street
Fort Wayne, IN 46805

Dear Mr. Brugger:

Responding to your request, we have appraised the above referenced property which is located in the northeast quadrant of Fort Wayne, Indiana The purpose of this appraisal is to estimate the market value of the fee simple estate. Uniform Standards of Professional Appraisal Practice (USPAP) and National City Bank's appraisal requirements have been applied in preparing this complete summary appraisal report. Assumptions and Limiting Conditions govern this appraisal.

Our opinion of the property's market value as of the date of inspection, October 7, 2005, is:

FIFTY ONE THOUSAND DOLLARS
($51,000)

This letter of transmittal is part of the appraisal report. If you should have any questions, please advise. Thank you for allowing us to be of service to you.

Respectfully submitted,

VERNE V. MITCHELL & ASSOCIATES, INC.

Verne V. Mitchell, III, MAI
Member, Appraisal Institute
Indiana Certified General Appraiser
License Number CG69100097

VVM/ms

28
29

BOARD OF PUBLIC WORKS
ONE EAST MAIN STREET, ROOM 420
FORT WAYNE, IN 46802
(260) 427-1112 OFFICE
(260) 427-5553 FAX

DIGEST SHEET

TO: CITY ATTORNEY

FROM: BOARD OF PUBLIC WORKS

APPROVED BY: Regina A. Kostoff, Chair

DATE: December 9, 2005

SUBJECT: FILE # ASSIGNED BY RECORD LIBRARIAN

ACTION REQUEST: Please prepare an ordinance to be introduced on December 27, 2005 for the Purchase Agreement with Keith Kuehner for his property located at 716 Wagner Avenue.

28

29

DIGEST SHEET

TITLE OF ORDINANCE: Purchase Agreement with Keith Kuehner for his property located at 716 Wagner Avenue.

SYNOPSIS OF ORDINANCE: Purchase Agreement with Keith Kuehner for his property located at 716 Wagner Avenue.

Prior Approval was requested N/A.

EFFECT OF PASSAGE: Improvement will be made.

EFFECT OF NON-PASSAGE: Improvement will not be made.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURE, SAVINGS) $51,000.00.

BOARD OF WORKS COMMITTEE _____

PLEASANT AVENUE LIFT STATION IMPROVEMENTS
RESOLUTION NO. 1759-2005

28
29

RESOLUTION BY THE BOARD OF Stormwater Management of the City of Fort Wayne, Indiana that:

Removal of two existing stationary bar screens and installation of two mechanical travelling bar screens, a sub-floor, and miscellaneous grating and fence work

Said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications titled, PLEASANT AVENUE LIFT STATION IMPROVEMENTS.

Declares the cost of the said improvements shall be paid by the funds from the Fort Wayne Storm Water Utility (Revenue).

Declares the project is necessary for the protection of public health and welfare of the in habitants of the area and the safeguarding of property within the area.

Declares that this project is of public utility benefit.

States there are no cost associated with the purchase of any land associate with this project.

Declares the engineer's estimate of the project's total cost is $363,050.00.

APPROVED THIS 14th DAY OF December, 2005.

BOARD OF STORMWATER MANAGEMENT

BY: _____
Greg Meszaros, Chairman

BY: _____
John Suarez, Member

BY: _____
Regina A. Kostoff, Member

ATTEST: _____
Marilyn Huth, Clerk

29

RESOLUTION OF THE BOARD OF PUBLIC WORKS

#92-12-14-05-1

WHEREAS, on November 10, 1981 the Board of Public Works accepted a 4" force main adjacent to the south side of Ferguson Road for the purpose of conveying sanitary sewage, and

WHEREAS, on December 6, 2000 the Board of Public Works accepted the Harbor Ditch Sewer Interceptor Phase II system, which eliminated the need for need for the aforementioned force main, and consequently the use of said force main has been abandoned since that time by the Utility, and

WHEREAS, the Indiana Air National Guard has proposed a relocation of its base entry and guard house and the construction of additional facilities,

WHEREAS, the topography of said new facilities is such that those facilities cannot be served by existing gravity sanitary sewers, and

WHEREAS, the Indiana Air National Guard has requested that it now be allowed to pump sewage through the aforementioned abandoned force main to the City of Fort Wayne sanitary sewer system.

NOW THEREFORE BE IT RESOLVED that the Board of Public Works hereby authorizes the Indiana National Guard to use said abandoned force main with the condition that said Indiana National Guard shall be solely responsible for the maintenance of the force main and to obtain any necessary approvals from other agencies or entities that may be involved in the use of said force main.

PASSED THIS 14th **day of** December**, 2005.**

BOARD OF PUBLIC WORKS

By: Regina A. Kostoff
Regina A. Kostoff, Chair

By: John Suarez
John Suarez, Member

By: Ryan P Chasey
Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk

By:
James W. Starnes, Maj.
Indiana Air National Guard
Base Civil Engineer

This instrument prepared by: Kristine M. Degabriele, Associate City Attorney

ACKNOWLEDGEMENT

STATE OF INDIANA)
) **SS**
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared **James W. Starnes, Maj.** as **Base Civil Engineer** for **Indiana Air National Guard** and acknowledged the execution of the foregoing Agreement as and for **his** voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 3rd day of December 2005.

Bridget A. Matthes
Notary Public
Resident of Pulaski County
Bridget A. Matthes
Printed Name of Notary

My Commission Expires:

BRIDGET MATTHES
Pulaski County
My Commission Expires
March 28, 2013

ACKNOWLEDGEMENT

STATE OF INDIANA)
) **SS**
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared **Regina A. Kostoff, Chair, John Suarez and Ryan P. Chasey**, as Members of the Board of Public Works of the City of Fort Wayne, and **Marilyn Huth**, Clerk of the Board of Works and acknowledged the execution of the foregoing Agreement as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 15th day of December 2005

Michelle R. Hadley
Notary Public
Resident of Allen County
Michelle R. Hadley
Printed Name of Notary

My Commission Expires:

MICHELLE RENEE HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires

DMJM Harris
The Atlantic Building, 260 South Broad Street, Suite 1500, Philadelphia, PA 19102
T 215.735.0832 F 215.735.0903 www.dmjmharris.com

November 11, 2005

Mr. Chet Slagle
Real Property Specialist
3005 Ferguson Road
Fort Wayne IAP, Indiana 46809-0122

Subject: Fort Wayne, Allen County, Indiana
Milepost CF-179.97 (100.97), Muncie-Fort Wayne Line, Lake Division

Norfolk Southern Activity No. 1073501
Maintenance of an existing 4-inch sanitary sewer line encased in a 16-inch steel pipe

Dear Mr. Slagle

Attached is the fully executed License Agreement dated September 8, 2005 between Norfolk Southern Railway Company and Indiana Air National Guard acknowledging the ownership of the above referenced project.

This letter acknowledges receipt of your payment in the amount of $2,000, which covers the one-time license fee of $2,000.

Thank you for your cooperation.

Very truly yours,

Todd Wolstenholme
(215) 966-4878
todd.wolstenholme@dmjmharris.com

Cc: S. K. Billingsley, Norfolk Southern - as information

RECEIVED
NOV 2 1 2005
WATER RESOURCES
ENGINEERING

THIS AGREEMENT, dated as of the 8th day of September, 2005 is made and entered into by and between

NORFOLK SOUTHERN RAILWAY COMPANY, a Virginia corporation, whose mailing address is Three Commercial Place, Norfolk, Virginia, 23510 (hereinafter called "Railway"), and

INDIANA AIR NATIONAL GUARD, a government agency of the United States of America, whose mailing address is 122 FW/CC, 3005 Ferguson Road, Fort Wayne IAP, Indiana 46809-0122 (hereinafter called "Licensee").

WITNESSETH

WHEREAS, Licensee proposes to maintain, operate and remove a 4-inch sanitary sewer force main encased in a 16-inch steel pipe (hereinafter called the "Facilities") located in, under and across the right-of-way or property and any tracks of Railway, at Milepost CF-179.97, Muncie-Fort Wayne Line, at or near **Fort Wayne, Allen County, Indiana**, the same to be located in accordance with and limited to the installation shown on print of drawings marked Plan AA-2021, revised July 8, 2005, attached hereto and made a part hereof; and

WHEREAS, Licensee desires a license to use such right-of-way or property of Railway for the maintenance, operation and removal of the Facilities.

NOW, THEREFORE, for and in consideration of the premises, the payment of a non-refundable, non-assignable one-time fee in the amount of TWO THOUSAND AND 00/100 DOLLARS ($2,000.00) (hereinafter called the "Fee") to cover the one-time occupancy fee in the amount of $2,000, and the covenants hereinafter set forth, Railway hereby permits and grants to Licensee, insofar as Railway has the right to do so, without warranty and subject to all encumbrances, covenants and easements to which Railway's title may be subject, the right to use and occupy so much of Railway's right-of-way or property as may be necessary for the maintenance, operation and removal of the Facilities (said right-of-way or property of Railway being hereinafter collectively called the "Premises"), upon the following terms and conditions:

1. Use and Condition of the Premises. The Premises shall be used by Licensee only for the maintenance, operation and removal of the Facilities and for no other purpose without the prior written consent of Railway, which consent may be withheld by Railway in its sole discretion. Licensee accepts the Premises in their current "as is" condition, as suited for the operation of the Facilities, and without the benefit of any improvements to be constructed by Railway.

2. Installation of the Facilities; Railway Support. Licensee shall, at its expense, maintain and operate the Facilities on a lien-free basis and in such a manner as will not interfere with the operations of Railway, or endanger persons or property of Railway. Such maintenance and operation of the Facilities shall be in accordance with (a) the plans and specifications (if any) shown on the prints attached hereto and any other specifications prescribed by Railway, (b) applicable laws, regulations, ordinances and other requirements of federal, state and local

governmental authorities, and (c) applicable specifications of the American Railway Engineering and Maintenance-of-Way Association, when not in conflict with the applicable plans, specifications, laws, regulations, ordinances or requirements mentioned in (a) and (b), above. Any change to the character, capacity or use of the Facilities shall require execution of a new agreement.

3. Railway Support. Railway shall, at Railway's option, furnish, at the sole expense of Licensee, labor and materials necessary, in Railway's sole judgment, to support its tracks and to protect its traffic (including, without limitation, flagging) during the maintenance, repair, renewal or removal of the Facilities.

4. Electronic Interference. If the Facilities cause degradation of Railway's signal, communications and other electronic systems (hereinafter collectively called the "Electronic Systems") or endanger Railway's personnel or other individuals entitled to be on or about the Premises, through inductive or electrostatic interference or otherwise, Licensee, at its expense, will modify the Facilities to the satisfaction of Railway so as to eliminate such degradation or danger. Such modifications may include, without limiting the generality of the foregoing, transposing circuits or providing additional shielding, reactance or other corrective measures deemed necessary by Railway. The provisions of this paragraph 4 shall apply to the Electronic Systems existing as of the date of this Agreement and to any Electronic Systems that Railway may install in the future.

5. Corrective Measures. If Licensee fails to take any corrective measures requested by Railway in a timely manner, or if an emergency situation is presented which, in Railway's judgment, requires immediate repairs to the Facilities, Railway, at Licensee's expense, may undertake such corrective measures or repairs as it deems necessary or desirable.

6. Railway Changes. If Railway shall make any changes, alterations or additions to the line, grade, tracks, structures, roadbed, installations, right-of-way or works of Railway, or to the character, height or alignment of the Electronic Systems, at or near the Facilities, Licensee shall, upon thirty (30) days prior written notice from Railway and at its sole expense, make such changes in the location and character of the Facilities as, in the opinion of the chief engineering officer of Railway, shall be necessary or appropriate to accommodate any construction, improvements, alterations, changes or additions of Railway.

7. Assumption of Risk. Unless caused solely by the negligence of Railway or caused solely by the willful misconduct of Railway, Licensee hereby assumes all risk of damage to the Facilities and Licensee's other property relating to its use and occupation of the Premises or business carried on the Premises and any defects to the Premises; and Licensee hereby indemnifies Railway, its officers, directors, agents and employees from and against any liability for such damage.

8. Entry Upon Premises. Licensee shall give Railway seventy-two (72) hours advance written notice (or, in case of emergencies, such notice as may be reasonable under the circumstances) of any entry upon the Premises for any purpose or any work to be performed on or about the Premises. Licensee agrees to pay Railway, within thirty (30) days after delivery of

an invoice therefor, for any protection and inspection costs incurred by Railway, in Railway's sole judgment, during any such entry.

9. Liens; Taxes. Licensee will not permit any mechanic's liens or other liens to be placed upon the Premises, and nothing in this Agreement shall be construed as constituting the consent or request of Railway, express or implied, to any person for the performance of any labor or the furnishing of any materials to the Premises, nor as giving Licensee any right, power or authority to contract for or permit the rendering of any services or the furnishing of any materials that could give rise to any mechanic's liens or other liens against the Premises. In addition, Licensee shall be liable for all taxes levied or assessed against the Facilities and any other equipment or other property placed by Licensee within the Premises. In the event that any such lien shall attach to the Premises or Licensee shall fail to pay such taxes, then, in addition to any other right or remedy available to Railway, Railway may, but shall not be obligated to, discharge the same. Any amount paid by Railway for any of the aforesaid purposes, together with related court costs, attorneys' fees, fines and penalties, shall be paid by Licensee to Railway within ten (10) days after Railway's demand therefor.

10. Indemnification. Licensee hereby agrees to indemnify and save harmless Railway, its officers, directors, agents and employees, from and against any and all liabilities, claims, losses, damages, expenses (including attorneys' fees) or costs for personal injuries (including death) and property damage to whomsoever or whatsoever occurring (hereinafter collectively called "Losses") that arise in any manner from (a) the installation, construction, maintenance, operation, presence or removal of, or the failure to properly install, construct, maintain, operate or remove, the Facilities, or (b) any act, omission or neglect of Licensee, its agents, servants, employees or contractors in connection therewith, unless caused solely by the negligence of Railway or caused solely by the willful misconduct of Railway.

11. Insurance.

(a) Without limiting in any manner the liabilities and obligations assumed by Licensee under any other provision of this Agreement, and as additional protection to Railway, Licensee shall, at its expense, procure and maintain with insurance companies satisfactory to Railway, the insurance policies described in subparagraphs (i) and (ii).

(i) Prior to any entry by Licensee upon the Premises or other Railway property, Licensee, and each of its contractors, shall at its sole expense procure and maintain for the course of any such entry, a Commercial General Liability Insurance policy having a combined single limit of not less than $1,000,000 for each occurrence, naming Railway as an additional insured and containing products and completed operations and contractual liability coverage;

(ii) Prior to any entry upon the Premises or other Railway property occurring after installation of the Facilities, unless Railway elects to make available and Licensee pays the then current risk financing fee for each affected installation, Licensee, or its contractor, shall at its sole expense procure and maintain during such entry a policy of Railroad Protective Liability Insurance

naming Norfolk Southern Railway Company as a named insured and having combined single limits of not less than $2,000,000 for each occurrence and $6,000,000 in the aggregate. Such policy shall be written using Insurance Services Offices Form Numbers CG 00 35 01 07 98 and Pollution Exclusion Amendment Form CG 28 31 07 98.

(b) All insurance required under the preceding subsection (a) shall be underwritten by insurers, and be of such form and content, as may be acceptable to Railway. Evidence of such insurance (a certificate of insurance for the Commercial General Liability Insurance policy and an original Railroad Protective Liability Insurance policy for subsequent entry when Railway does not make available a risk financing fee therefor) shall be furnished to Railway's Director Risk Management, Three Commercial Place, Norfolk, Virginia 23510-2191 for review and approval.

12. Environmental Matters. Licensee assumes all responsibility for any environmental obligations imposed under applicable laws, regulations, ordinances or other requirements of federal, state and local governmental authorities relating to (a) the installation, construction, maintenance, operation or removal of the Facilities, including notification and reporting of any releases, and (b) any contamination of any property, water, air or groundwater arising or resulting, in whole or in part, from Licensee's operation or use of the Premises pursuant to this Agreement. In addition, Licensee shall obtain any necessary permits to install, construct, maintain, operate or remove the Facilities. Licensee agrees to indemnify and hold harmless Railway from and against any and all fines, penalties, demands or other Losses (including attorneys' fees) incurred by Railway or claimed by any person, company or governmental entity relating to (a) any contamination of any property, water, air or groundwater due to the use or presence of the Facilities on the Premises, (b) Licensee's violation of any laws, regulations or other requirements of federal, state or local governmental authorities in connection with the use or presence of the Facilities on the Premises or (c) any violation of Licensee's obligations imposed under this paragraph. Without limitation, this indemnity provision shall extend to any cleanup and investigative costs relating to any contamination of the Premises arising or resulting from, in whole or in part, Licensee's use of the Facilities or any other activities by or on behalf of Licensee occurring on or about the Premises. Licensee further agrees not to dispose of any trash, debris or wastes, including hazardous waste, on the Premises and will not conduct any activities on the Premises which would require a hazardous waste treatment, storage or disposal permit.

13. Assignments and Other Transfers.

(a) Licensee shall not assign, transfer, sell, mortgage, encumber, sublease or otherwise convey (whether voluntarily, involuntarily or by operation of law) this Agreement or any interest therein, nor license, mortgage, encumber or otherwise grant to any other person or entity (whether voluntarily, involuntarily or by operation of law) any right or privilege in or to the Premises (or any interest therein), in whole or in part, without the prior written consent of Railway, which consent may be withheld by Railway in its sole discretion. Any such assignment or other transfer made without Railway's prior written consent shall be null and void and, at Railway's option, shall constitute an immediate default of this Agreement. Notwithstanding the

foregoing, upon prior written notice to Railway, Licensee may assign this Agreement to a parent, a wholly-owned subsidiary of Licensee or a wholly-owned subsidiary of Licensee's parent without Railway's consent; provided, however, that no such assignment shall relieve Licensee of its obligations under this Agreement.

(b) Railway shall have the right to transfer and assign, in whole or in part, all its rights and obligations hereunder and in or to the Premises. From and after the effective date of any such assignment or transfer, Railway shall be released from any further obligations hereunder; and Licensee shall look solely to such successor-in-interest of Railway for the performance of the obligations of "Railway" hereunder.

14. Meaning of "Railway". The word "Railway" as used herein shall include any other company whose property at the aforesaid location may be leased or operated by Railway. Said term also shall include Railway's officers, directors, agents and employees, and any parent company, subsidiary or affiliate of Railway and their respective officers, directors, agents and employees.

15. Default; Remedies.

(a) The following events shall be deemed to be events of default by Licensee under this Agreement:

(i) Licensee shall fail to pay the Fee or any other sum of money due hereunder and such failure shall continue for a period of ten (10) days after the due date thereof;

(ii) Licensee shall fail to comply with any provision of this Agreement not requiring the payment of money, all of which terms, provisions and covenants shall be deemed material, and such failure shall continue for a period of thirty (30) days after written notice of such default is delivered to Licensee;

(iii) Licensee shall become insolvent or unable to pay its debts as they become due, or Licensee notifies Railway that it anticipates either condition;

(iv) Licensee takes any action to, or notifies Railway that Licensee intends to file a petition under any section or chapter of the United States Bankruptcy Code, as amended from time to time, or under any similar law or statute of the United States or any State thereof; or a petition shall be filed against Licensee under any such statute; or

(v) A receiver or trustee shall be appointed for Licensee's license interest hereunder or for all or a substantial part of the assets of Licensee, and such receiver or trustee is not dismissed within sixty (60) days of the appointment.

(b) Upon the occurrence of any event or events of default by Licensee, whether enumerated in this paragraph 15 or not, Railway shall have the option to pursue any

remedies available to it at law or in equity without any additional notices to Licensee. Railway's remedies shall include, but not be limited to, the following: (i) termination of this Agreement, in which event Licensee shall immediately surrender the Premises to Railway; (ii) entry into or upon the Premises to do whatever Licensee is obligated to do under the terms of this License, in which event Licensee shall reimburse Railway on demand for any expenses which Railway may incur in effecting compliance with Licensee's obligations under this License, but without rendering Railway liable for any damages resulting to Licensee or the Facilities from such action; and (iii) pursuit of all other remedies available to Railway at law or in equity, including, without limitation, injunctive relief of all varieties.

16. Railway Termination Right. Notwithstanding anything to the contrary in this Agreement, Railway shall have the right to terminate this Agreement and the rights granted hereunder, after delivering to Licensee written notice of such termination no less than sixty (60) days prior to the effective date thereof, upon the occurrence of any one or more of the following events:

(a) If Licensee shall discontinue the use or operations of the Facilities; or

(b) If Railway shall be required by any governmental authority having jurisdiction over the Premises to remove, relocate, reconstruct or discontinue operation of its railroad on or about the Premises; or

(c) If Railway, in the good faith judgment of its Superintendent, shall require a change in the location or elevation of its railroad on or about the location of the Facilities or the Premises that might effectively prohibit the use or operation of the Facilities; or

(d) If Railway, in the good faith judgment of its Superintendent, determines that the maintenance or use of the Facilities unduly interferes with the operation and maintenance of the facilities of Railway, or with the present or future use of such property by Railway, its lessees, affiliates, successors or assigns, for their respective purposes.

17. Condemnation. If the Premises or any portion thereof shall be taken or condemned in whole or in part for public purposes, or sold in lieu of condemnation, then this Agreement and the rights granted to Licensee hereunder shall, at the sole option of Railway, forthwith cease and terminate. All compensation awarded for any taking (or sale proceeds in lieu thereof) shall be the property of Railway, and Licensee shall have no claim thereto, the same being hereby expressly waived by Licensee.

18. Removal of Facilities; Survival. The Facilities are and shall remain the personal property of Licensee. Upon the expiration or termination of this Agreement, Licensee shall remove the Facilities from the Premises within thirty (30) days after the effective date thereof. In performing such removal, unless otherwise directed by Railway, Licensee shall restore the Premises to the same condition as existed prior to the installation or placement of Facilities, reasonable wear and tear excepted. In the event Licensee shall fail to so remove the Facilities or

restore the Premises, the Facilities shall be deemed to have been abandoned by Licensee, and the same shall become the property of Railway for Railway to use, remove, destroy or otherwise dispose of at its discretion and without responsibility for accounting to Licensee therefor; provided, however, in the event Railway elects to remove the Facilities, Railway, in addition to any other legal remedy it may have, shall have the right to recover from Licensee all costs incurred in connection with such removal and the restoration of the Premises. Notwithstanding anything to the contrary contained in this Agreement, the expiration or termination of this Agreement, whether by lapse of time or otherwise, shall not relieve Licensee from Licensee's obligations accruing prior to the expiration or termination date, and such obligations shall survive any such expiration or other termination of this Agreement.

19. Entire Agreement. This Agreement contains the entire agreement of Railway and Licensee and supersedes any prior understanding or agreement between Railway and Licensee respecting the subject matter hereof; and no representations, warranties, inducements, promises or agreements, oral or otherwise, between the parties not embodied in this Agreement shall be of any force or effect.

20. Attorneys' Fees. If Railway should bring any action under this Agreement, or consult or place the Agreement or any amount payable by Licensee hereunder, with an attorney concerning or for the enforcement of any of Railway's rights hereunder, then Licensee agrees in each and any such case to pay to Railway all costs, including but not limited to court costs and attorneys' fees, incurred in connection therewith.

21. Severability. If any clause or provision of this Agreement is illegal, invalid or unenforceable under present or future laws effective during the term of this Agreement, then and in that event, it is the intention of the parties hereto that the remainder of this Agreement shall not be affected thereby; and it is also the intention of the parties to this Agreement that in lieu of each clause or provision of this Agreement that is illegal, invalid or unenforceable, there be added as a part of this Agreement a clause or provision as similar in terms to such illegal, invalid or unenforceable clause or provision as may be possible and be legal, valid and enforceable.

22. Modifications; Waiver; Successors and Assigns. This Agreement may not be altered, changed or amended, except by instrument in writing signed by both parties hereto. No provision of this Agreement shall be deemed to have been waived by Railway unless such waiver shall be in a writing signed by Railway and addressed to Licensee, nor shall any custom or practice that may evolve between the parties in the administration of the terms hereof be construed to waive or lessen the right of Railway to insist upon the performance by Licensee in strict accordance with the terms hereof. The terms and conditions contained in this Agreement shall apply to, inure to the benefit of, and be binding upon the parties hereto, and upon their respective successors in interest and legal representatives, except as otherwise herein expressly provided. If there shall be more than one Licensee, the obligations hereunder imposed upon Licensee shall be joint and several.

23. Notice. Any and all other notices, demands or requests by or from Railway to Licensee, or Licensee to Railway, shall be in writing and shall be sent by (a) postage paid,

certified mail, return receipt requested, or (b) a reputable national overnight courier service with receipt therefor, or (c) personal delivery, and addressed in each case as follows:

If to Railway:
c/o Norfolk Southern Corporation
1200 Peachtree Street, NE – 12th Floor
Atlanta, Georgia 30309-3504
Attention: Director Contract Services

If to Licensee:
Indiana Air National Guard
122 FW/CC
3005 Ferguson Road
Fort Wayne IAP, Indiana 46809-0122

Either party may, by notice in writing, direct that future notices or demands be sent to a different address. All notices hereunder shall be deemed given upon receipt (or, if rejected, upon rejection).

24. Miscellaneous. All exhibits, attachments, riders and addenda referred to in this License are incorporated into this Agreement and made a part hereof for all intents and purposes. Time is of the essence with regard to each provision of this Agreement. This Agreement shall be construed and interpreted in accordance with and governed by the laws of the State in which the Premises are located. Each covenant of Railway and Licensee under this Agreement is independent of each other covenant under this Agreement. No default in performance of any covenant by a party shall excuse the other party from the performance of any other covenant. The provisions of Paragraphs 7, 9, 10, 12 and 18 shall survive the expiration or earlier termination of this Agreement.

25. Limitations of Grant. Licensee acknowledges that the license granted hereunder is a quitclaim grant, made without covenants, representations or warranties with respect to Railway's (a) right to make the grant, (b) title in the Premises, or (c) right to use or make available to others the Premises for the purposes contemplated herein. Railway is the owner and/or holder of the Premises subject to the terms and limitations under which it is owned or held, including without limitation conditions, covenants, restrictions, easements (including any pre-existing fiber optic easements or licenses), encroachments, leases, licenses, permits, mortgages, indentures, reversionary interests, fee interests, zoning restrictions and other burdens and limitations, of record and not of record, and to rights of tenants and licensees in possession, and Licensee agrees that the rights licensed hereunder are subject and subordinate to each and all of the foregoing. Licensee accepts this grant knowing that others may claim that Railway has no right to make it, and Licensee agrees to release, hold harmless and indemnify (and, at Railway's election, defend, at Licensee's sole expense, with counsel approved by Railway) Railway, its affiliated companies, and its and their respective officers, directors, agents and employees, from and against any detriments to, or liabilities of, any type or nature arising from such claims, including punitive damages and any forfeitures declared or occurring as a result of this grant.

26. Limitations Upon Damages. Notwithstanding any other provision of this Agreement, Railway shall not be liable for breach of this Agreement or under this Agreement for any consequential, incidental, exemplary, punitive, special, business damages or lost profits, as well as any claims for death, personal injury, and property loss and damage which occurs by reason of, or arises out of, or is incidental to the interruption in or usage of the Facilities placed upon or about the Premises by Licensee, including without limitation any damages under such claims that might be considered consequential, incidental, exemplary, punitive, special, business damages or loss profits.

[Remainder of page intentionally left blank]

IN WITNESS WHEREOF, the parties hereto have executed this Agreement in duplicate, each part being an original, as of the date first above written.

Witness:

Nancy L. Smith
As to Railway

NORFOLK SOUTHERN RAILWAY COMPANY

By: Malcolm D. Roof
Real Estate Manager

Witness:

Chester R. Slagle, Civ INANG
As to Licensee Real Property Spec.

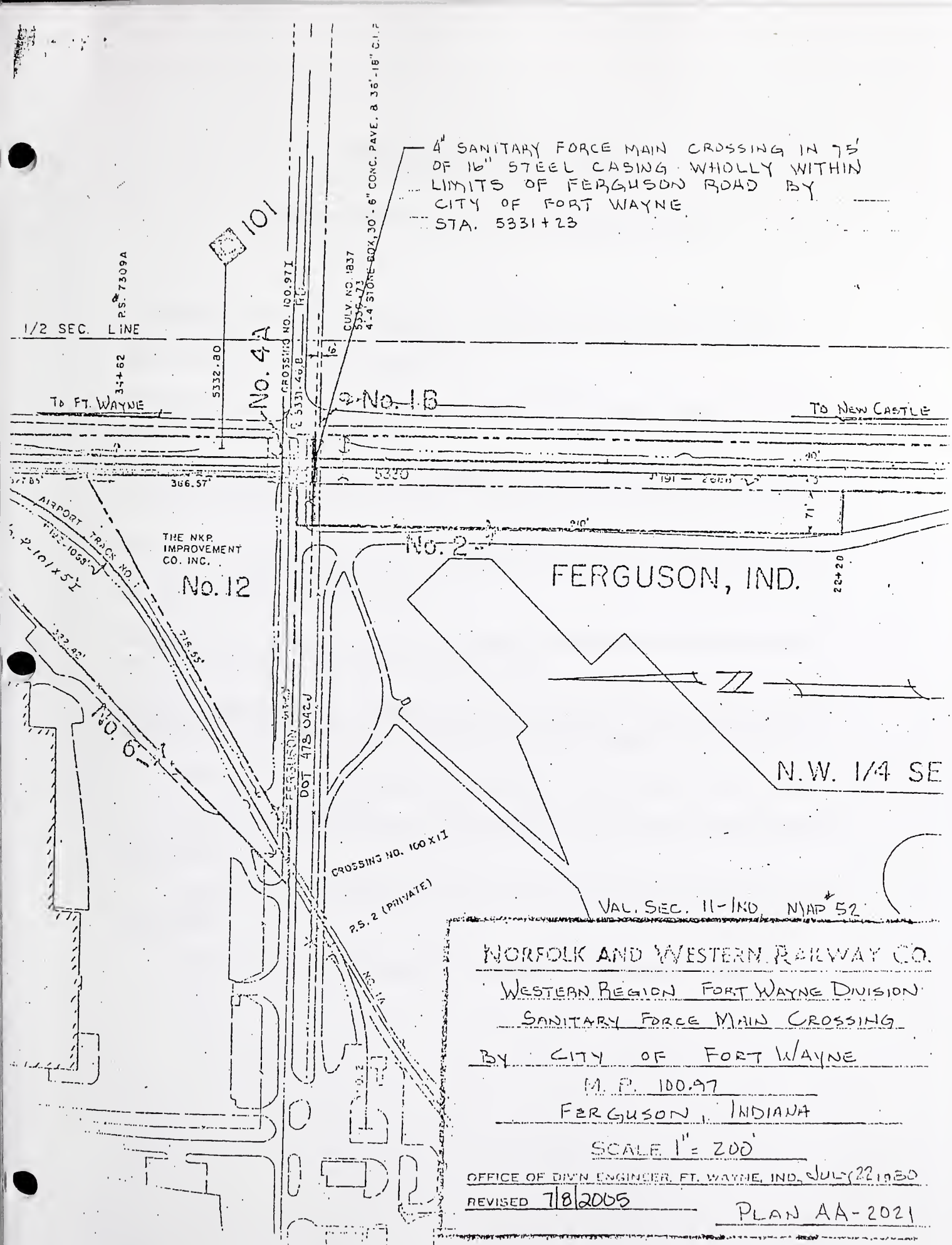
INDIANA AIR NATIONAL GUARD

By:
Title:

J.W. STARNES, MAJ, IN ANG
BASE CIVIL ENGINEER
Base USPFO rep.

Activity Number 1073501
klm: 6/28/2005

30
31
32



NORFOLK AND WESTERN RAILWAY CO.

WESTERN REGION FORT WAYNE DIVISION

SANITARY FORCE MAIN CROSSING

BY CITY OF FORT WAYNE

M. P. 100.97

FERGUSON, INDIANA

SCALE 1" = 200'

OFFICE OF DIV'N ENGINEER, FT. WAYNE, IND. JULY 22 1980

REVISED 7/8/2005

PLAN AA-2021

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

RESOLUTION NO. 92-12-14-05-2

30

31

32

WHEREAS, the Board of Public Works of the City of Fort Wayne, Indiana (the "Board") currently charges $25.00 to contractors for bid specifications in order to pay for the cost of preparing project manuals; and

WHEREAS, the Board has determined that the $25.00 charge no longer covers the cost of preparing project manuals; and

WHEREAS, the Board has determined that the cost charged to contractors for bid specifications should be raised in order to meet the cost of preparing project manuals; and

WHEREAS, the Board has determined that the cost charged to contractors for bid specifications should be based on the estimated cost of the project so that the charges for the project manuals are equitable; and

WHEREAS, the Board reserves the right to adjust bid specification fees when projects are handled by outside engineering consultants; and

NOW, THEREFORE, BE IT RESOLVED that the Board finds that the fee schedule shall be as follows unless the project is handled by outside engineering consultants:

The fee for a project with cost estimated under $ 50,000 shall be $35.00; and

The fee for a project with cost estimated between $50,000 and including $99,999 shall be $50.00; and

The fee for a project with cost estimated between $100,000 and $250,000 shall be $75.00; and

The fee for a project with cost estimated over $250,000 shall be $100.00.

Adopted and approved this 14th day of December, 2005.

City of Fort Wayne, Indiana
Board of Public Works

By: Regina A. Kostoff
Regina A. Kostoff

Ryan P. Chasey
Ryan P. Chasey, Member

John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

31
32

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

RESOLUTION NO. 92-12-14-05-2

WHEREAS, the Board of Public Works of the City of Fort Wayne, Indiana (the "Board") currently charges $25.00 to contractors for bid specifications in order to pay for the cost of preparing project manuals; and

WHEREAS, the Board has determined that the $25.00 charge no longer covers the cost of preparing project manuals; and

WHEREAS, the Board has determined that the cost charged to contractors for bid specifications should be raised in order to meet the cost of preparing project manuals; and

WHEREAS, the Board has determined that the cost charged to contractors for bid specifications should be based on the estimated cost of the project so that the charges for the project manuals are equitable; and

WHEREAS, the Board reserves the right to adjust bid specification fees when projects are handled by outside engineering consultants; and

NOW, THEREFORE, BE IT RESOLVED that the Board finds that the fee schedule shall be as follows unless the project is handled by outside engineering consultants:

The fee for a project with cost estimated under $ 50,000 shall be $35.00; and

The fee for a project with cost estimated between $50,000 and including $99,999 shall be $50.00; and

The fee for a project with cost estimated between $100,000 and $250,000 shall be $75.00; and

The fee for a project with cost estimated over $250,000 shall be $100.00.

Adopted and approved this 14th day of December, 2005.

City of Fort Wayne, Indiana
Board of Public Works

By: Regina A. Kostoff
Regina A. Kostoff

Ryan P. Chasey
Ryan P. Chasey, Member

John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

31
32

BOARD OF STORMWATER MANAGEMENT
OF THE CITY OF FORT WAYNE, INDIANA
RESOLUTION AUTHORIZING THE PURCHASE OF
TWO STORMWATER PUMPS FOR FLOOD FIGHTING

Resolution No. 92.12.14.05.3

WHEREAS, because of its location at the confluence of three rivers, the City of Fort Wayne experiences periodic flooding; and

WHEREAS, the Division of Public Works and City Utilities is called upon during flooding to deploy resources to protect public health and safety and to safeguard public and private property; and

WHEREAS, one flood fighting strategy is to use pumps to dewater flood prone areas and to pump water out of surcharged sewers that might otherwise flood streets and private properties; and

WHEREAS, The Board of Stormwater Management and the Fort Wayne Common Council have recently approved an increase in the Stormwater Utility rate, with part of the increased revenue earmarked for flood protection projects; and

WHEREAS, the purchase of new stormwater pumps will allow the city to respond to more locations during flood events, thereby increasing the level of flood protection.

NOW THEREFORE, be it resolved by the Board of Stormwater Management of the City of Fort Wayne as follows:

That there is a need for acquisition of two 12" movable stormwater pumps to be used by the Water Pollution Control Maintenance Department in flood emergencies and in other sewer operations;

That the purchase of these pumps is necessary for the protection of public health and welfare of the in habitants of the City and the safeguarding of properties and that this purchase is of public utility benefit.

That the cost of the pumps shall be paid by the funds the Stormwater Utility (Revenue).

The Board of Stormwater Management further declares the cost for the two pumps is $144,198 and authorizes Water Pollution Control Maintenance to proceed with purchase of the pumps from Godwin Pumps.

Approved this 14th day of December, 2005.

Fort Wayne Board of Stormwater Management

By: _____
Greg Meszaros, Chairman

By: _____
John Suarez, Member

By: _____
Regina A. Kostoff, Member

ATTEST: _____
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT
OF THE CITY OF FORT WAYNE, INDIANA
RESOLUTION AUTHORIZING THE PURCHASE OF
TWO STORMWATER PUMPS FOR FLOOD FIGHTING

Resolution No. 92-12-14-05-3

WHEREAS, because of its location at the confluence of three rivers, the City of Fort Wayne experiences periodic flooding; and

WHEREAS, the Division of Public Works and City Utilities is called upon during flooding to deploy resources to protect public health and safety and to safeguard public and private property; and

WHEREAS, one flood fighting strategy is to use pumps to dewater flood prone areas and to pump water out of surcharged sewers that might otherwise flood streets and private properties; and

WHEREAS, The Board of Stormwater Management and the Fort Wayne Common Council have recently approved an increase in the Stormwater Utility rate, with part of the increased revenue earmarked for flood protection projects; and

WHEREAS, the purchase of new stormwater pumps will allow the city to respond to more locations during flood events, thereby increasing the level of flood protection.

NOW THEREFORE, be it resolved by the Board of Stormwater Management of the City of Fort Wayne as follows:

That there is a need for acquisition of two 12" movable stormwater pumps to be used by the Water Pollution Control Maintenance Department in flood emergencies and in other sewer operations;

That the purchase of these pumps is necessary for the protection of public health and welfare of the in habitants of the City and the safeguarding of properties and that this purchase is of public utility benefit.

That the cost of the pumps shall be paid by the funds the Stormwater Utility (Revenue).

The Board of Stormwater Management further declares the cost for the two pumps is $144,198 and authorizes Water Pollution Control Maintenance to proceed with purchase of the pumps from Godwin Pumps.

Approved this 14th day of December, 2005.

Fort Wayne Board of Stormwater Management

By: _____
Greg Meszaros, Chairman

By: _____
John Suarez, Member

By: _____
Regina A. Kostoff, Member

ATTEST: _____
Marilyn Huth, Clerk

RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Establish the
The Upper Becketts Run Sanitary Sewer Area Connection Fee
Resolution No. 92.12.14.05.4

WHEREAS, on the 26th day of February, 2003, the Board of Public Works (Board) approved Resolution No. 90-64-20 authorizes the establishment of cumulative funds to hold area connection fees collected for the purpose of defraying costs for planning, engineering, financing and construction of sanitary sewer related projects within specific service areas;

WHEREAS, studies indicate that the continued cost of sanitary sewer planning, engineering and construction projects in the Beckett's Run area is more than $5,000,000;

WHEREAS, the Board finds that all new customers to the area of the Upper Beckett's Run area should be assessed a portion of the costs necessary to fund the required improvements to the system; and

WHEREAS, the Board defined the Equivalent Residential Unit (ERU) by a Board Resolution adopted September 5, 2001 and as subsequently amended on April 9, 2003 as an acceptable unit of measure for determining Area Connection Fees for real estate to the service by the City.

NOW THEREFORE BE IT RESOLVED, that the Board adopts the ERU based Area Connection Fees as set forth below for all real estate in the area generally located in the area described on Exhibit A as the area subject to the Upper Becketts Run Area Connection Fee – Sanitary Sewer. This adoption consolidates all previous Area Connection Fee designations for the same specified area. This shall be effective this date and until such time modified. Said fees shall be collected prior to connection to the facilities described herein.

The ERU fees are set forth below:

Upper Beckett's Run $2,955 per ERU.

BE IT FURTHER RESOLVED, that such respective fees shall be placed in their respective and appropriate cumulative funds.

BE IT FURTHER RESOLVED, that the fees may be adjusted for inflation each year based on increases of the All Urban Consumer Price Index.

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional specific sanitary sewer charges and fees may be established by the Board to fund projects relating to sanitary sewer improvements within the area.

BE IT FURTHER RESOLVED that the Board may consider and approve adjustments to these area connection fees to previous amounts based on the request of property

owners of real estate in the respective areas that had documented plans for development of real estate in the specific areas before the approval of this resolution.

APPROVED THIS 14th **day of** December **, 2005.**

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

Attest: Marilyn Huth
Marilyn Huth, Clerk of the Board

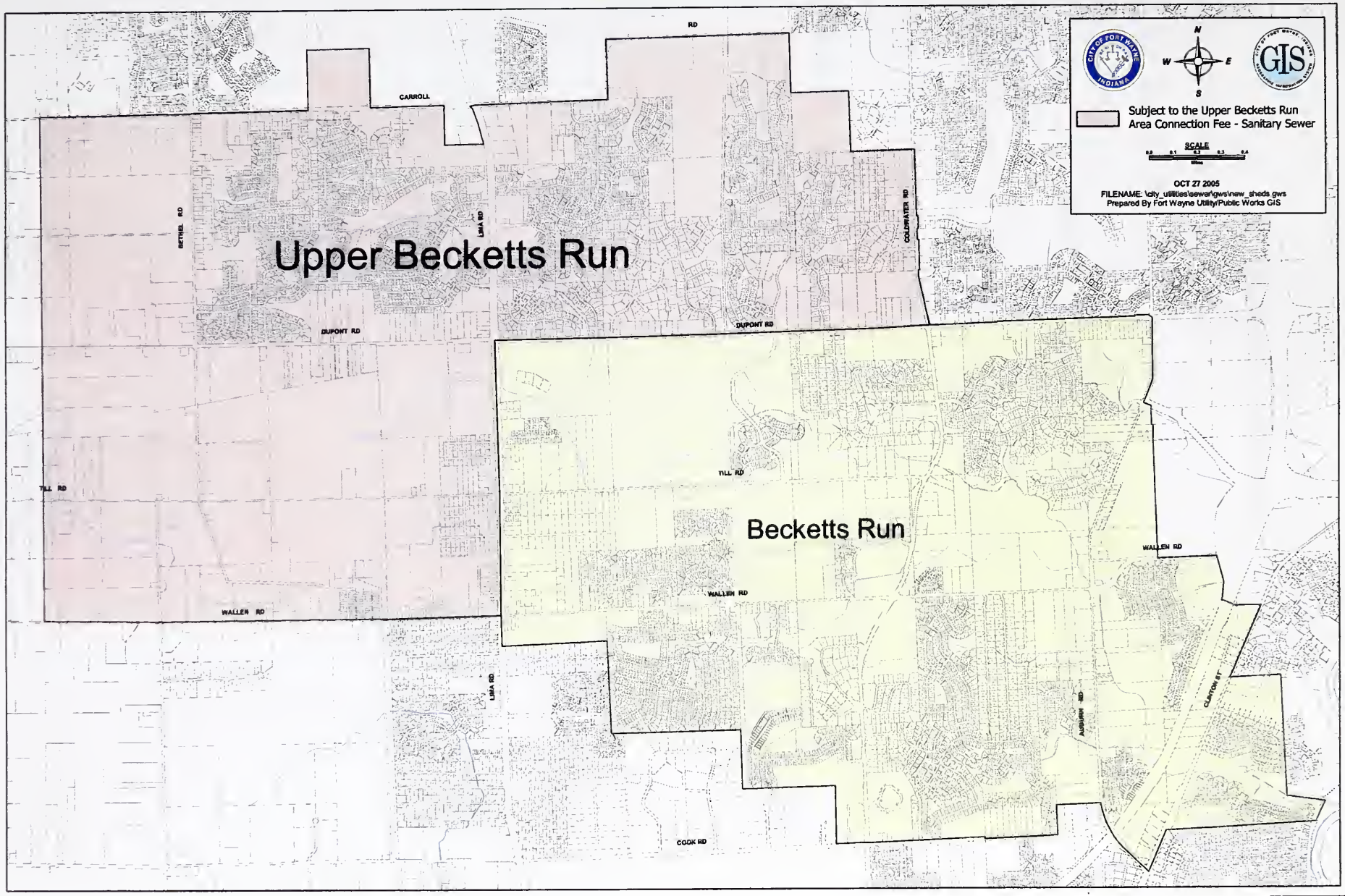
This document prepared by Thomas T. Nitza, Jr., P.E., Water Resources.

33

UPPER BECKETTS RUN

Area Connection Fee - Sanitary Sewer

Exhibit A



ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Regina A. Kostoff, Ryan P. Chasey, John Suarez of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this 15th day of December 2005.

Michelle R. Hadley
Notary Public
Resident of Allen County
Michelle R. Hadley
Printed Name of Notary

My Commission Expires:

Notary Public, State of Indiana
County of Allen
My Commission Expires

33

RESOLUTION OF THE BOARD OF PUBLIC WORKS
To Update the
The Becketts Run Sanitary Sewer Area Connection Fee
Resolution No. 92.12.14.05.5

WHEREAS, on the 26th day of February, 2003, the Board of Public Works (Board) approved Resolution No. 90-64-20 authorizes the establishment of cumulative funds to hold area connection fees collected for the purpose of defraying costs for planning, engineering, financing and construction of sanitary sewer related projects within specific service areas;

WHEREAS, studies indicate that the continued cost of sanitary sewer planning, engineering and construction projects in the Beckett's Run area is more than $5,000,000;

WHEREAS, the Board finds that all new customers to the area of the Beckett's Run area should be assessed a portion of the costs necessary to fund the required improvements to the system; and

33

WHEREAS, the Board defined the Equivalent Residential Unit (ERU) by a Board Resolution adopted September 5, 2001 and as subsequently amended on April 9, 2003 as an acceptable unit of measure for determining Area Connection Fees for real estate to the service by the City.

NOW THEREFORE BE IT RESOLVED, that the Board adopts the ERU based Area Connection Fees as set forth below for all real estate in the area generally located in the area described on Exhibit A as the area subject to the Becketts Run Area Connection Fee – Sanitary Sewer. This adoption consolidates all previous Area Connection Fee designations for the same specified area. This shall be effective this date and until such time modified. Said fees shall be collected prior to connection to the facilities described herein.

The ERU fees are set forth below:

~~Upper~~ Beckett's Run $2,305 per ERU.

BE IT FURTHER RESOLVED, that such respective fees shall be placed in their respective and appropriate cumulative funds.

BE IT FURTHER RESOLVED, that the fees may be adjusted for inflation each year based on increases of the All Urban Consumer Price Index.

BE IT FURTHER RESOLVED that as specific planning, engineering, financing and construction projects are identified to achieve the purposes of this Resolution, additional specific sanitary sewer charges and fees may be established by the Board to fund projects relating to sanitary sewer improvements within the area.

BE IT FURTHER RESOLVED that the Board may consider and approve adjustments to these area connection fees to previous amounts based on the request of property

owners of real estate in the respective areas that had documented plans for development of real estate in the specific areas before the approval of this resolution.

APPROVED THIS 14th **day of** December **, 2005.**

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

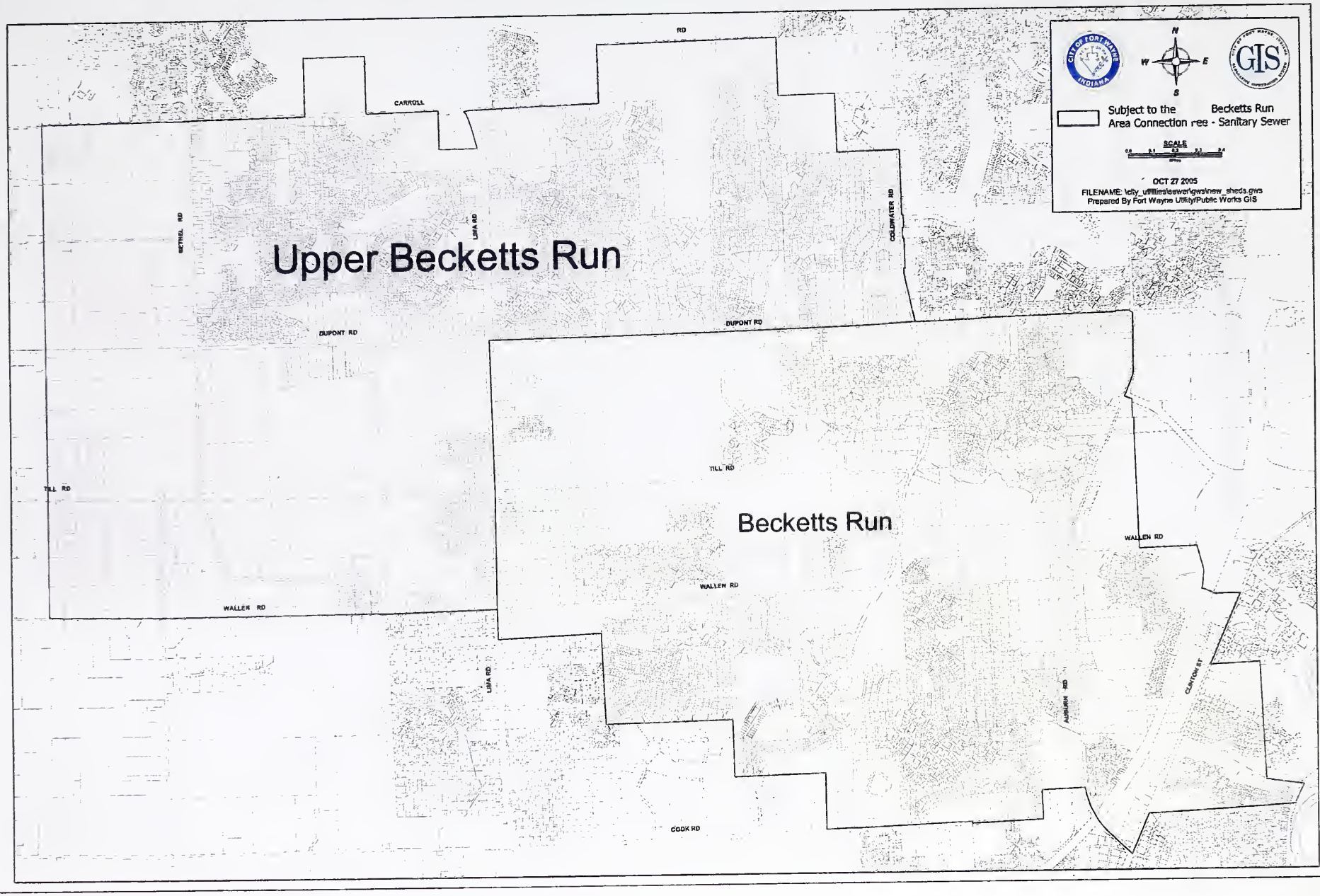
Attest: Marilyn Huth
Marilyn Huth, Clerk of the Board

This document prepared by Thomas T. Nitza, Jr., P.E., Water Resources.

BECKETTS RUN

Area Connection Fee - Sanitary Sewer

Exhibit A



ACKNOWLEDGEMENT

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State personally appeared Regina A. Kostoff, John Suarez, Ryan D. Clancy

of the Board of Public Works of the City of Fort Wayne, and Clerk of the Board of Works and acknowledged the execution of the foregoing Resolution as and for their voluntary act and deed for the users and purposes therein contained.

WITNESS my hand and notarial seal this 15th day of December 2005.

Michelle R. Hadley
Notary Public
Resident of Allen County

Michelle R. Hadley
Printed Name of Notary

My Commission Expires:

MICHELLE RENEE HADLEY
Notary Public, State of Indiana
County of Allen
My Commission Expires 11/25/2006

TO: Marilyn Huth - Board of Public Works

FROM: Valerie Ahr, Deputy Controller

DATE: December 14, 2005

RE: 2005 Fort Wayne Municipal Building Corp - Fire Stations #18 & #19

Please include the following payments with the Civil City vendor payments.

The Controller's Office is requesting the Board of Public Works to approve payments in the amount of $46,708.67 to be paid from the proceeds of the 2005 FWMBC - Fire Stations #18 & #19 which are held in an escrow at Wells Fargo Corporate Trust Services.

CDW Government Inc.	PR #22	5,230.00
Fetters Construction	PR #22	37,330.80
Bank One	PR #22	4,147.87
Total for Payment Request #22		**$ 46,708.67**

Regina A. Kostoff, Chair

John Suarez, Member

Ryan Chasey, Member

December 14, 2005
Date

23

2006 City Utilities Budget
Stormwater

Recommended By:

Greg Meszaros
Director of Utilities

Approved by Board of Stormwater Management:

Greg Meszaros
Board of Stormwater Management

Date: 12/21/05

Regina A. Kostoff, Chair
Board of Stormwater Management

Date: 12/21/05

John Suarez, Member
Board of Stormwater Management

Date: 12/21/05

Attested By:

Michelle Nolan Acting Clerk
Marilyn Huth, Clerk

Date: 12/21/05

Approved by:

Graham A. Richard, Mayor

Date: 12/22/05

2006 City Utilities Budget
Water, Sewer, Electric and Yard

Recommended By:

Greg Meszaros
Director of Utilities

Approved by Board of Public Works:

Regina A. Kostoff, Chair
Board of Public works
Date: 12/21/05

Ryan P. Chasey, Member
Board of Public Works
Date: 12/21/05

John Suarez, Member
Board of Public Works
Date: 12/21/05

Attested By:

Marilyn Huth, Clerk Acting Clerk

Date:

Approved by:

Graham A. Richard, Mayor
Date: 12/22/05

RESOLUTION NO. 92-12-21-05-1

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE STORMWATER MANAGEMENT DISTRICT OF THE CITY OF FORT WAYNE, INDIANA, REGARDING THE PROPOSED ACQUISITION AND CONSTRUCTION OF IMPROVEMENTS AND RELATED MATTERS

WHEREAS, the Board of Directors (the "Board") of the Stormwater Management District (the "District") of the City of Fort Wayne, Indiana (the "City"), desires to authorize and issue revenue bonds of the District payable solely from the revenues of the District, in an aggregate principal amount not to exceed Seventeen Million Dollars ($17,000,000) to procure funds to be applied to the costs of engineering, construction and acquisition of solutions for ten (10) or more large-scale drainage problems located throughout the City and also to address flooding along Spy Run Creek, Saint Mary's River and Fairfield Ditch (collectively, the "Project"), together with all expenses necessarily incurred in connection with the proceedings relating thereto, including all expenses incurred in connection with the issuance of said bonds thereof, all as permitted by Indiana Code 8-1.5-5-15(a) ; and

WHEREAS, the Board, having found upon investigation that the Project is necessary for the proper collection and disposal of stormwater within the District because other means for such activity either do not exist or are insufficient to furnish the necessary collection and disposal of storm water to properly protect the public health and welfare and safeguard the property within the District, desires to proceed in accordance with Indiana Code 8-1.5-5 to approve, finance and construct the Project; and

WHEREAS, maps, plans and specifications for the Project, showing the general scope of the Project have been prepared for the Board; and

WHEREAS, the Board finds that it will be necessary and in the best interest of the District to issue one or more series of revenue bonds of the District which shall be payable solely from the revenues of the District in an aggregate principal amount not to exceed Seventeen Million Dollars ($17,000,000), to procure funds which will be applied to the costs of the Project, together with all expenses necessarily incurred in connection with the proceedings relating thereto, and all expenses incurred in connection with the issuance of the bonds therefor;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Stormwater Management District of the City of Fort Wayne, Indiana, as follows:

Section 1. The Board proposes to issue and sell negotiable revenue bonds of the District payable solely from the revenues of the District in an aggregate principal amount not to exceed Seventeen Million Dollars ($17,000,000), to procure funds which will be applied to the costs of the Project, together with all expenses necessarily incurred in connection with the proceedings relating thereto, and all expenses incurred in connection with the issuance of the bonds therefor.

Section 2. The Board finds, upon investigation, that the Project is (i) of public utility and benefit and (ii) necessary for the proper collection and disposal of stormwater within the District because other means for such activity either do not exist or are insufficient to furnish the necessary collection and disposal of stormwater to properly protect the public health and welfare and safeguard the property within the District.

Section 3. The maps, plans and specifications prepared in connection with the Project are hereby adopted and approved.

Section 4. The Secretary of the Board is hereby authorized and directed to schedule a public hearing on the adoption of this Resolution at which the Board will receive and hear remonstrances of persons affected by such procedure and determine the necessity, public health, utility and benefit of the Project and take final action ratifying and confirming or rescinding this Resolution. The hearing shall be held at a meeting of the Board, and the Secretary of the Board is further authorized and directed to publish notice of such hearing at the time and in the manner provided by law, all in accordance with the provisions of Indiana Code 8-1.5-5-17(c).

Section 5. This Resolution shall be made available for inspection during normal business hours by all persons interested in or affected by the Project at the offices of the Board.

****

ADOPTED AND APPROVED THIS 21st day of December, 2005.

BOARD OF DIRECTORS OF THE STORMWATER MANAGEMENT DISTRICT OF THE CITY OF FORT WAYNE, INDIANA

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST:

Marilyn Huth, Clerk

RESOLUTION NO. 92-12-21-05-1

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE STORMWATER MANAGEMENT DISTRICT OF THE CITY OF FORT WAYNE, INDIANA, REGARDING THE PROPOSED ACQUISITION AND CONSTRUCTION OF IMPROVEMENTS AND RELATED MATTERS

WHEREAS, the Board of Directors (the "Board") of the Stormwater Management District (the "District") of the City of Fort Wayne, Indiana (the "City"), desires to authorize and issue revenue bonds of the District payable solely from the revenues of the District, in an aggregate principal amount not to exceed Seventeen Million Dollars ($17,000,000) to procure funds to be applied to the costs of engineering, construction and acquisition of solutions for ten (10) or more large-scale drainage problems located throughout the City and also to address flooding along Spy Run Creek, Saint Mary's River and Fairfield Ditch (collectively, the "Project"), together with all expenses necessarily incurred in connection with the proceedings relating thereto, including all expenses incurred in connection with the issuance of said bonds thereof, all as permitted by Indiana Code 8-1.5-5-15(a) ; and

WHEREAS, the Board, having found upon investigation that the Project is necessary for the proper collection and disposal of stormwater within the District because other means for such activity either do not exist or are insufficient to furnish the necessary collection and disposal of storm water to properly protect the public health and welfare and safeguard the property within the District, desires to proceed in accordance with Indiana Code 8-1.5-5 to approve, finance and construct the Project; and

WHEREAS, maps, plans and specifications for the Project, showing the general scope of the Project have been prepared for the Board; and

WHEREAS, the Board finds that it will be necessary and in the best interest of the District to issue one or more series of revenue bonds of the District which shall be payable solely from the revenues of the District in an aggregate principal amount not to exceed Seventeen Million Dollars ($17,000,000), to procure funds which will be applied to the costs of the Project, together with all expenses necessarily incurred in connection with the proceedings relating thereto, and all expenses incurred in connection with the issuance of the bonds therefor;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Stormwater Management District of the City of Fort Wayne, Indiana, as follows:

Section 1. The Board proposes to issue and sell negotiable revenue bonds of the District payable solely from the revenues of the District in an aggregate principal amount not to exceed Seventeen Million Dollars ($17,000,000), to procure funds which will be applied to the costs of the Project, together with all expenses necessarily incurred in connection with the proceedings relating thereto, and all expenses incurred in connection with the issuance of the bonds therefor.

Section 2. The Board finds, upon investigation, that the Project is (i) of public utility and benefit and (ii) necessary for the proper collection and disposal of stormwater within the District because other means for such activity either do not exist or are insufficient to furnish the necessary collection and disposal of stormwater to properly protect the public health and welfare and safeguard the property within the District.

Section 3. The maps, plans and specifications prepared in connection with the Project are hereby adopted and approved.

Section 4. The Secretary of the Board is hereby authorized and directed to schedule a public hearing on the adoption of this Resolution at which the Board will receive and hear remonstrances of persons affected by such procedure and determine the necessity, public health, utility and benefit of the Project and take final action ratifying and confirming or rescinding this Resolution. The hearing shall be held at a meeting of the Board, and the Secretary of the Board is further authorized and directed to publish notice of such hearing at the time and in the manner provided by law, all in accordance with the provisions of Indiana Code 8-1.5-5-17(c).

Section 5. This Resolution shall be made available for inspection during normal business hours by all persons interested in or affected by the Project at the offices of the Board.

****

ADOPTED AND APPROVED THIS 21st day of December, 2005.

BOARD OF DIRECTORS OF THE STORMWATER MANAGEMENT DISTRICT OF THE CITY OF FORT WAYNE, INDIANA

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST:

Marilyn Huth, Clerk

A RESOLUTION OF THE STORMWATER MANAGEMENT BOARD OF THE CITY OF FORT WAYNE, INDIANA, APPROVING THE ARROW DRIVE STORM SEWER SYSTEM IMPROVEMENTS PROJECT AND CONDEMNING AND APPROPRIATING REAL PROPERTY FOR USE BY THE CITY OF FORT WAYNE INDIANA FOR THE CONSTRUCTION OF THE ARROW DRIVE STORM SEWER SYSTEM IMPROVEMENTS PROJECT

RESOLUTION NUMBER 1624-04

WHEREAS, pursuant to IC 8-1.5-5-17(a), the Stormwater Management Board ("Board") of the City of Fort Wayne, Indiana ("City"), finds that the stormwater system in the general area of Arrow Drive, Sand Point Road, and Deforest Avenue, south of Engle Road and north and east of the Branstrator No. 2 Drain is insufficient to furnish the necessary collection and disposal of stormwater to properly protect the public health and welfare and safeguard property within the area, and it is necessary to improve the stormwater system and equipment and to acquire interest in lands to further such improvement; and

WHEREAS, the Board has prepared maps, plans, specifications and drawings with full details and descriptions for the proposed work, together with an estimate of the cost; and

WHEREAS, the Board has prepared a description of all property rights necessary to be acquired in connection with the proposed work and the manner in which the rights are to be acquired along with a description of any other property that may be injuriously affected together with the estimated cost thereof; and

WHEREAS, the Board has determined to proceed with the construction of approximately 2,400 LF of 12-inch to 36-inch storm sewer and all necessary appurtenances, and known as the Arrow Drive Storm Sewer System Improvements Project ("Project") in order to provide a necessary and publicly beneficial storm sewer system in and serving the residents on and around Arrow Drive in Fort Wayne, Indiana ("Project Area"): and

WHEREAS, IC 8-1.5-5-17 provides a mechanism pursuant to which the Board may proceed with such Project and appropriation; and

WHEREAS, the Board has identified ten property owners and ten easement interests to be acquired in furtherance of the Arrow Drive Storm Sewer System Improvements Project; and

WHEREAS, six (6) of the property owners identified by the Board have agreed to convey the easement interests to the City in lieu of condemnation in consideration of the benefits provided by the Project; and

WHEREAS, the Board has prepared a list of all remaining property owners and their respective interests in property sought to be taken hereby, which list is attached hereto as Exhibit A; and

WHEREAS, IC 8-1.5-5-17 requires the Board to adopt this resolution and set an administrative hearing upon the resolution, publishing notice of said hearing in accordance with IC 5-3-1 and mailing a notice to each property owner. In such notices, the Board shall state that it shall hear all persons interested in the proceedings and all persons filing written remonstrances with regard to the resolution, after such time the Board shall, pursuant to IC 8-1.5-5-18, take action to confirm, modify or reject the resolution.

NOW, THEREFORE, be it resolved by the Stormwater Management Board of the City of Fort Wayne, Indiana, as follows:

1. That the Board hereby declares the Project is necessary for the protection of the public health and welfare of the inhabitants of the stormwater district and the safeguarding of property within the district.

2. That the Board hereby declares the Project is of public utility and benefit.

25
26
27

3. That the Board hereby declares that it is necessary to condemn and appropriate the easement interests in real property described on Exhibit A attached hereto in order to complete the Project and herby appropriates said interests.

4. That the Board declares that the maximum proposed cost of the interests to be acquired is $0.00.

5. That the Board hereby adopts the plans, maps, specifications, drawings, details, descriptions and estimates previously prepared for the Project.

6. That the Board hereby sets Wednesday, January 25, 2006, at 10:00 a.m. in the Omni Room (Room 250) of the City-County Building (One East Main Street, Fort Wayne, Indiana), as the date, time and place at which the Board shall hear all persons interested in the proceedings and all persons filing written remonstrances with regard to the resolution.

7. That at the hearing set herein for remonstrances, the Board shall hear all persons interested in the proceedings and all persons filing written remonstrances and shall then take final action to confirm, modify or reject this resolution.

8. That the Clerk of the Board shall and hereby is directed and authorized to publish notice of the hearing in accordance with IC 5-3-1 and mail notice of said hearing on remonstrances to those persons listed on Exhibit A attached hereto.

This resolution shall be in full force and effect from and after its adoption by the Board of Public Works of the City of Fort Wayne, Indiana.

Adopted this 21st day of December 2005.

BOARD OF STORMWATER MANAGEMENT

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

Michelle Nelson - Acting Clerk
Attest: Marilyn Huth, Clerk

25
TO
27

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, this 21st day of December, 2005, personally appeared Greg Meszaros, Regina A. Kostoff, John Suarez, and Marilyn Huth, and acknowledged the execution of the foregoing to be a voluntary act and deed, for the uses and purposes therein set forth.

WITNESS my hand and notarial seal.

Notary Public

Printed Name

My Commission Expires:

County of Residence: Allen

This instrument was prepared by Kristine DeGabriele, Associate City Attorney.

25
TO
27

EXHIBIT A

Property Owner and Address	Deed Reference	Legal Description Permanent Drainage Easement
Rollerdome South, Inc. 4540 Bluffton Road Fort Wayne, IN 46809 Property Interest: Fee Simple	71-18314	A-1
Mundy Realty, Inc. 4322 Deforest Avenue Fort Wayne, IN 46809 Property Interest: Fee Simple	203004664	A-2
HHM Auto, Inc. 4225 Arrow Drive Fort Wayne, IN 46809 Property Interest: Fee Simple	980052939	A-3
Sam J. Moore 4340 Deforest Avenue Fort Wayne, IN 46809 Property Interest: Fee Simple	78-30088	A-4

Total Estimated Cost of Project: $345,000
Total Cost Paid by City: $345,000
Total Cost Payble by Property Owner: $0

25
26
27

Exhibit A-1

Permanent Easement Description
Rollerdome South, Inc.
0.100 Acres (4,367.745 Square Feet)

Part of Lot Number One (1) in Richardville Reserve, West of the St. Mary's River, Fort Wayne, Allen County, Indiana, more particularly described as follows:

Commencing at a point on the Southwest line of said Lot #1 and the Northeast line of Lot #9 in Richardville Reserve, said point being 88.28 feet (79.3 feet deed) Southeast of the North corner of said Lot #9; thence North 25 degrees 21 minutes 33 seconds East (assumed bearing and basis of bearings to follow), a distance of 165.27 feet along the Easterly right-of-way line of Deforest Avenue to the Point of Beginning of the herein described easement; thence continuing North 25 degrees 21 minutes 33 seconds East, a distance of 312.93 feet along said Easterly right-of-way line to the North line of an existing tract described in Document Number 71-18314 in the Office of the Recorder of Allen County, Indiana; thence North 71 degrees 44 minutes 46 second East, a distance of 17.33 feet along said North line; thence South 21 degrees 47 minutes 55 seconds West, a distance of 7.85 feet; thence South 25 degrees 07 minutes 14 seconds West, a distance of 317.05 feet; thence North 64 degrees 38 minutes 27 seconds West, a distance of 14.36 feet to the Point of Beginning. Containing 0.100 acres (4,367.745 square feet) more or less. Subject to easements of record.

25
26
27

Exhibit A-2

Permanent Easement Description
Mundy Realty, LLC
0.309 Acres (13,456.357 Square Feet)

Part of the Northwest Quarter of Section 22, Township 30 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Commencing at the Northwest corner of the Northwest Quarter of Section 22, Township 30 North, Range 12 East, Allen County, Indiana; thence East along the North line of said Northwest Quarter, a distance of 421.8 feet; thence South 04 degrees 00 minutes 00 seconds West, a distance of 408.00 feet to the North line of an existing tract described in Document Number 203004664 in the Office of the Recorder of Allen County, Indiana; thence South 89 degrees 55 minute 00 seconds East, a distance of 11.08 feet along said North line to the Point of Beginning of the herein described easement; thence continuing South 89 degrees 55 minutes 00 seconds East, a distance of 20.05 feet along said North line; thence South 04 degrees 00 minutes 00 seconds West, a distance of 492.42 feet; thence South 82 degrees 54 minutes 30 seconds East, a distance of 161.42 feet; thence South 03 degrees 01 minutes 30 seconds West, a distance of 20.05 feet to the South line of said existing tract; thence North 82 degrees 54 minutes 30 seconds West, a distance of 181.79 feet along said South line; thence North 04 degrees 00 minutes 00 seconds East, a distance of 510.00 feet to the Point of Beginning. Containing 0.309 acres (13,456.357 square feet) more or less. Subject to easements of record.

Temporary Easement Description (1)
Mundy Realty, LLC
0.129 Acres (5,627.623 Square Feet)

Part of the Northwest Quarter of Section 22, Township 30 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Commencing at the Northwest corner of the Northwest Quarter of Section 22, Township 30 North, Range 12 East, Allen County, Indiana; thence East along the North line of said Northwest Quarter, a distance of 421.8 feet; thence South 04 degrees 00 minutes 00 seconds West, a distance of 408.00 feet to the North line of an existing tract described in Document Number 203004664 in the Office of the Recorder of Allen County, Indiana; also being the Point of Beginning of the herein described easement; thence South 89 degrees 55 minutes 00 seconds East, a distance of 11.08 feet along said North line; thence South 04 degrees 00 minutes 00 seconds West, a distance of 510.00 feet to the South line of said existing tract; thence North 82 degrees 54 minutes 30 seconds West, a distance of 11.07 feet along said South line to the West Line of said existing tract; thence North 04 degrees 00 minutes 00 seconds East, a distance of 508.65 feet along said West line to the Point of Beginning. Containing 0.129 acres (5,627.623 square feet) more or less. Subject to easements of record.

25
RD
27

Temporary Easement Description (2)
Mundy Realty, LLC
0.040 Acres (1,763.714 Square Feet)

Part of the Northwest Quarter of Section 22, Township 30 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Commencing at the Northwest corner of the Northwest Quarter of Section 22, Township 30 North, Range 12 East, Allen County, Indiana; thence East along the North line of said Northwest Quarter, a distance of 421.8 feet; thence South 04 degrees 00 minutes 00 seconds West, a distance of 408.00 feet to the North line of an existing tract described in Document Number 203004664 in the Office of the Recorder of Allen County, Indiana; thence South 89 degrees 55 minutes 00 seconds East, a distance of 11.08 feet along said North line; thence South 04 degrees 00 minutes 00 seconds West, a distance of 510.00 feet to the South line of said existing tract; thence South 82 degrees 54 minutes 30 seconds East, a distance of 20.03 feet along said South line; thence North 04 degrees 00 minutes 00 seconds East, a distance of 20.03 feet to the Point of Beginning of the herein described easement; thence continuing North 04 degrees 00 minutes 00 seconds East, a distance of 10.01 feet; thence South 82 degrees 54 minutes 30 seconds East, a distance of 176.29 feet; thence South 03 degrees 01 minutes 30 seconds West, a distance of 10.03 feet; thence North 82 degrees 54 minutes 30 seconds West, a distance of 176.46 feet to the Point of Beginning. Containing 0.040 acres (1,763.714 square feet) more or less. Subject to easements of record.

25
27

Exhibit A-3

Permanent Easement Description
HHM Auto, Inc.
0.031 Acres (1,339.150 Square Feet)

Part of Lot Numbered 14 in Arrow Addition, recorded in Plat Book 21, Page 147 in the Office of the Recorder of Allen County, Indiana, more particularly described as follows:

Beginning at the Southwest corner of Lot 14 in said Arrow Addition; thence North 00 degrees 53 minutes 18 seconds West (assumed bearing and basis of bearings to follow), a distance of 10.02 feet along the East right-of-way line of Arrow Drive; thence South 89 degrees 59 minutes 48 seconds East, a distance of 132.20 feet; thence South 55 degrees 02 minutes 39 seconds East, a distance of 16.15 feet to a point on the South line of said Lot 14; thence South 89 degrees 42 minutes 09 seconds West, a distance of 145.28 feet along said South line to the Point of Beginning. Containing 0.031 acres (1,339.150 square feet) more or less. Subject to easements of record.

25
27

Exhibit A-4

Permanent Easement Description
Sam J. Moore
0.203 Acres (8,833.133 Square Feet)

Part of the Northwest Quarter of Section 22, Township 30 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Beginning at the intersection of the Sand Point Road with the centerline of DeForest Avenue, also being the Northwesterly line of Richardville Reserve; thence Southwesterly along the centerline of the Sand Point Road a distance of 96.81 feet (86.25 feet Deed) to a point on the West line of the vacated right-of-way of the Fort Wayne, Bluffton and Marion Traction Company, said point also being on the West line of an existing tract described in Document Number 78-30088 in the Office of the Recorder of Allen County, Indiana; thence North 03 degrees 01 minutes 30 seconds East, a distance of 28.52 feet along the West line of said vacated right-of-way line and the West line of said existing tract to the Northerly right-of-way line of said Sand Point Road, also being the Point of Beginning of the herein described easement; thence continuing North 03 degrees 01 minutes 30 seconds East, a distance of 359.01 feet along said West line to the North line of said existing tract; thence South 82 degrees 54 minutes 30 seconds East, a distance of 25.06 feet along said North line; thence South 03 degrees 01 minutes 30 seconds West, a distance of 347.64 feet parallel with the West line of said existing tract to the North right-of-way line of said Sand Point Road; thence South 72 degrees 00 minutes 55 seconds West, a distance of 26.78 feet along said North right-of-way line to the Point of Beginning. Containing 0.203 acres (8,833.133 square feet) more or less. Subject to easements of record.

Temporary Easement Description
Sam J. Moore
0.119 Acres (5,163.321 Square Feet)

Part of the Northwest Quarter of Section 22, Township 30 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Beginning at the intersection of the Sand Point Road with the centerline of DeForest Avenue, also being the Northwesterly line of Richardville Reserve; thence Southwesterly along the centerline of the Sand Point Road a distance of 96.81 feet (86.25 feet Deed) to a point on the West line of the vacated right-of-way of the Fort Wayne, Bluffton and Marion Traction Company, said point also being on the West line of an existing tract described in Document Number 78-30088 in the Office of the Recorder of Allen County, Indiana; thence North 03 degrees 01 minutes 30 seconds East, a distance of 28.52 feet along the West line of said vacated right-of-way line and the West line of said existing tract to the Northeasterly right-of-way line of said Sand Point Road; thence North 72 degrees 00 minutes 55 seconds East, a distance of 26.78 feet along said right-of-way line to the Point of Beginning of the herein described easement; thence North 03 degrees 01 minutes 30 seconds East, a distance of 347.64 feet parallel with the West line of said existing tract to the North line of said existing tract; thence South 82 degrees 54 minutes 30 seconds East, a distance of 15.04 feet along said North line to the East line of said vacated right-of-way of the Fort Wayne, Bluffton and Marion Traction Company; thence South 03 degrees 01 minutes 30 seconds West, a distance of 340.81 feet along said East line to the North right-of-way line of said Sand Point Road; thence South 72 degrees 00 minutes 55 seconds West, a distance of 16.07 feet along said North right-of-way line to the Point of Beginning. Containing 0.119 acres (5,163.321 square feet) more or less. Subject to easements of record.

25
R6

27

CROSS CREEK COMMONS POND
WATER QUALITY IMPROVEMENTS
RESOLUTION NO. 1746-2005

RESOLUTION by the Board of Stormwater Management of the City of Fort Wayne, Indiana, that:

Orders improvements to the Cross Creek Commons stormwater pond which will enhance the degree of water quality and, to a lesser extent, water quantity imparted on flows discharged through the pond from surrounding development and into the Spy Run Creek, said improvements to include construction of a 1,250 foot long, 8-foot wide earthen berm along the west side of the existing pond, and an 18-inch diameter spillway structure for the pond.

Declares that said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications prepared by Christopher B. Burke Engineering, Ltd., and titled "CROSS CREEK COMMONS POND WATER QUALITY IMPROVEMENTS".

Declares the cost of said improvements shall be paid by STORMWATER UTILITY FUNDS.

Declares the "CROSS CREEK COMMONS POND WATER QUALITY IMPROVEMENTS" project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that the "CROSS CREEK COMMONS POND WATER QUALITY IMPROVEMENTS" project is of public utility and benefit.

Declares the "CROSS CREEK COMMONS POND WATER QUALITY IMPROVEMENTS" project does require the acquisition of one permanent stormwater management facilities easement which the property owner agrees to provide at no cost to the City of Fort Wayne.

Declares the engineer's estimate of "CROSS CREEK COMMONS POND WATER QUALITY IMPROVEMENTS" project's total cost is $130,000.00.

Declares the "CROSS CREEK COMMONS POND WATER QUALITY IMPROVEMENTS" project will not change fees currently paid by property owners in the area.

ADOPTED THIS 21st **DAY OF** December **, 2005**

BOARD OF STORMWATER MANAGEMENT

BY: _____
Greg Meszaros, Chairman

BY: _____
John Suarez, Member

BY: _____
Regina A. Kostoff, Member

Attest: Marilyn Hutch

26

27

HAWTHORNE-SOUTHVIEW
STORMWATER SYSTEM IMPROVEMENTS
RESOLUTION NO. 1737-2005

RESOLUTION by the Board of Stormwater Management of the City of Fort Wayne, Indiana, that:

Orders the construction of approximately 2400 LF of 12-inch to 24-inch diameter storm sewer, along with all appurtenant manholes, inlets, special drainage structures, and right-of-way grading, along Hawthorne and Southview Streets between Decatur Road and U.S. Highway 27/33.

Declares that said improvements with all their appurtenances shall be constructed in accordance with the plans and specifications prepared by Bonar Group titled "HAWTHORNE-SOUTHVIEW STORM WATER SYSTEM IMPROVEMENTS".

Declares the cost of said improvements shall be paid by STORMWATER UTILITY FUNDS.

Declares the "HAWTHORNE-SOUTHVIEW STORMWATER SYSTEM IMPROVEMENTS" project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within the area.

Declares that the "HAWTHORNE-SOUTHVIEW STORMWATER SYSTEM IMPROVEMENTS" project is of public utility and benefit.

Declares the "HAWTHORNE-SOUTHVIEW STORMWATER SYSTEM IMPROVEMENTS" project does not require the acquisition of property rights (permanent and temporary sewer and drainage easements).

Declares the engineer's estimate of "HAWTHORNE-SOUTHVIEW STORMWATER SYSTEM IMPROVEMENTS" project's total cost is $425,000.00.

Declares the "HAWTHORNE-SOUTHVIEW STORMWATER SYSTEM IMPROVEMENTS" project will not change fees currently paid by property owners in the area.

ADOPTED THIS 21st **DAY OF** December **, 2005**

BOARD OF STORMWATER MANAGEMENT

BY: _____
Greg Meszaros, Chairman

BY: John Suarez
John Suarez, Member

BY: Regina A. Kostoff
Regina A. Kostoff, Member

Attest: Marilyn Hood

27

IMPROVEMENT RESOLUTION NO. 7073-06

ARDMORE AVENUE: TAYLOR STREET TO JEFFERSON BOULEVARD
DEMOLITION: 3801 NORTH WASHINGTON ROAD
WORK ORDER NO. 11911

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA.

That it is deemed necessary to improve: **ARDMORE AVENUE BY REMOVING STRUCTURE TO PREPARE FOR ROADWAY IMPROVEMENT.**

All in accordance with the details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

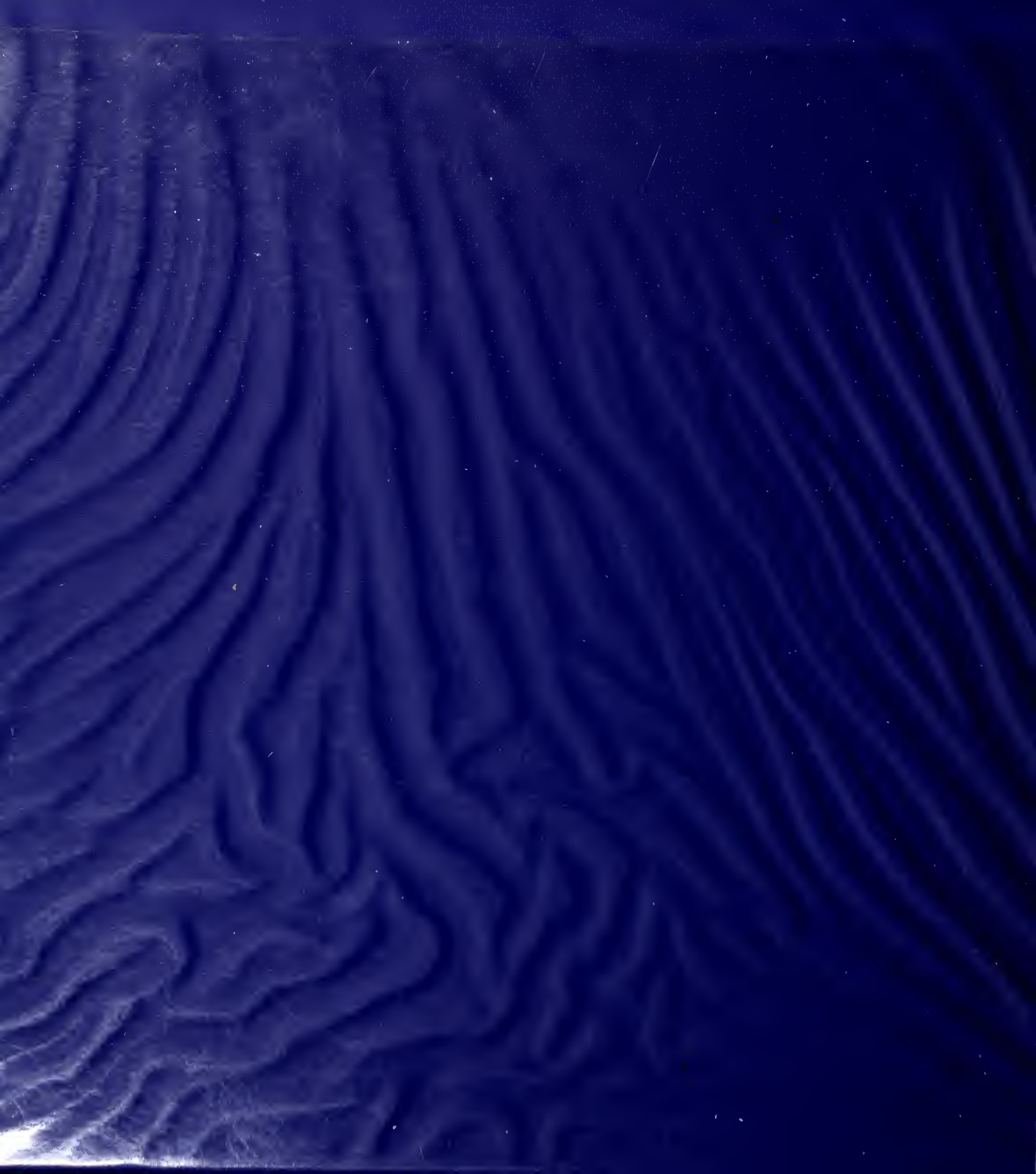
It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted this 21st day of December, 2005

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk